

532391

COUNTY OF SANTA FE
SANTA FE, NEW MEXICO

NOTICE OF PUBLIC HEARING

ORDINANCE NO.1985-2

NOTICE IS HEREBY given that the governing body will be holding a public hearing on at in the County Commission Chambers, located at the County Courthouse, Grant and Johnson, Santa Fe, New Mexico, concerning the following proposed Ordinance:

"AN ORDINANCE ESTABLISHING THE COUNTY OF SANTA FE SHERIFF'S DEPARTMENT RESERVE SETTING OUT PROVISIONS FOR GOVERNING THE ACTIVITIES OF THE COUNTY OF SANTA FE SHERIFF'S DEPARTMENT RESERVE, AND PROVIDING FOR THE AUTHORITY OF MEMBERS OF SAID RESERVE."

Copies of the above Ordinance are available in its entirety at the County Clerk's Office, Monday through Friday, 8:00 a.m., to 5:00 p.m., for your study and review.



Bennie J. Chavez
Bennie J. Chavez

Chairman

Board of County Commissioners

Santa Fe County

Santa Fe, New Mexico 87504

Daniel A. Sanchez

Approved as to form and legal sufficiency;
County Attorney, Daniel A. Sanchez

ATTEST:

Angie V. Perez
Angie V. Perez, County Clerk

532392

SFC CLERK RECORDED 12/05/2006

SANTA FE COUNTY SHERIFF'S DEPARTMENT
Santa Fe, New Mexico

August 1, 1985

SHERIFF'S RESERVE PROGRAM

- I. COUNTY ORDINANCE NO.
ESTABLISHING SHERIFF'S RESERVE
- II. GENERAL ORDER NO.
SHERIFF'S RESERVES
- III. MINIMUM QUALIFICATIONS FOR SHERIFF'S
DEPARTMENT - (MALE AND/OR FEMALE)
- IV. SHERIFF'S RESERVE TRAINING SCHEDULE

532393

AN ORDINANCE ESTABLISHING
THE COUNTY OF SANTA FE SHERIFF'S DEPARTMENT RESERVE
SETTING OUR PROVISIONS FOR GOVERNING THE ACTIVITIES
OF
THE COUNTY OF SANTA FE SHERIFF'S DEPARTMENT RESERVE
AND PROVIDING FOR THE AUTHORITY
OF MEMBERS OF SAID RESERVE

WHEREAS, the County of Santa Fe Sheriff's Department desires to establish good police community relations; and

WHEREAS, one method of accomplishing this goal is by familiarizing the general public with the problems facing sheriff deputies and the procedures that must be followed in police work; and

WHEREAS, it could be beneficial to the citizens to have available a contingent of trained citizenry to assist regular law enforcement in emergencies, and

WHEREAS, it is recognized that law enforcement arms must be under the absolute authority of the Sheriff.

NOW, THEREFORE, BE IT ORDNATED BY THE GOVERNING BODY OF THE COUNTY OF SANTA FE:

1. That there is hereby created the County of Santa Fe Sheriff's Department Reserve, (hereinafter referred to as the "RESERVE").

2. The Reserve is under the exclusive control of the Santa Fe County Sheriff who shall have sole and exclusive authority to:

- A. Summarily discipline or dismiss members without appeal to anybody or tribunal.
- B. Approve or disapprove all by-laws, rules and regulations of the reserve, and
- C. Approve or disapprove all officers, employees or agents of the reserve

3. That to assist in making and drafting plans for the Reserve and doing and performing all things necessary for perfecting same, the Sheriff shall appoint a sub-committee of his choice.

4. That said Reserve and its individual members shall only have authority in law enforcement on specific request by the Sheriff of Santa Fe County. A specific request must be made for each individual instance of service.

5. That the duties of the Reserve shall be to assist in enforcement of law by cooperating with all law enforcement agencies and regulatory bodies.

6. That should any law enforcement agency or regulatory body desire assistance from the Reserve, the request shall be made to the Sheriff of Santa Fe County who may authorize it if:

- a. Reserve members are fully covered by the workmen's compensation insurance policy of the assisted agency or body and this is evidenced by a writing presented to the Sheriff, and
- b. Any and all liability that may arise against the County; its officers, employees or agents, the Reserve, or members thereof as a result of such assistance, is assumed in writing by the assisted agency or body.

7. That the County Manager shall immediately take steps to provide necessary workmen's compensation insurance for the Reserve and necessary liability insurance covering liability that may arise against the County, its officers, employees or agents as a result of the activities of the Reserve on behalf of the County. If any or a portion of such liability is to be self insured, the self insurance fund shall be increased accordingly.

8. That the Reserve or its members when acting upon call, (and only when acting upon call), of the County Sheriff, Santa Fe County for Santa Fe County or for another law enforcement agency or regulatory authority shall be possessed of the same powers and duties as a Santa Fe County Sheriff's Deputy or officer of such law enforcement agency or regulatory authority.

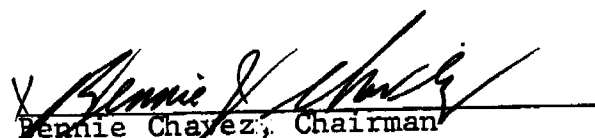
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SFC CLERK RECORDED 12/05/2006

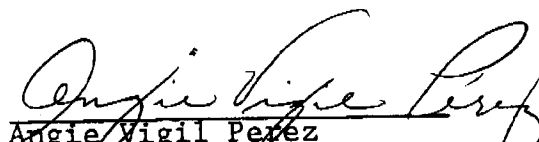
9. That when the Sheriff of Santa Fe County calls up the members of the Reserve, said call shall be in writing, list the names of each member of the Reserve called, the purpose of the call, and the date and time the call begins and terminates. Unless on call, Reserve members shall have no more authority in law enforcement than that of any private citizen.

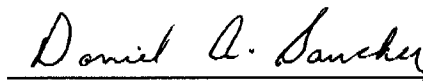
THIS ORDINANCE SHALL BECOME effective on September 9,
1985.

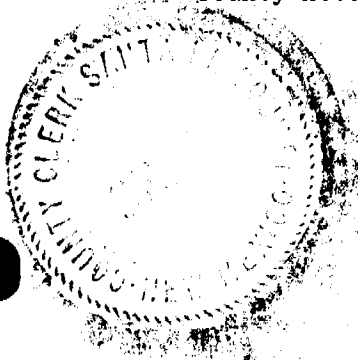
PASSED, ADOPTED, SIGNED AND APPROVED this 9th
day of September 19 85.


Bennie Chavez, Chairman
Board of County Commissioners
Santa Fe County
P. O. Box 276
Santa Fe, New Mexico 87504

ATTEST:


Angie Vigil Perez
County Clerk


Approved as to form and legal sufficiency;
County Attorney, Daniel A. Sanchez



SANTA FE COUNTY SHERIFF'S DEPARTMENT
Santa Fe, New Mexico

SHERIFF'S RESERVE PROGRAM

I. POLICY

This General Order establishes the official policy of the Santa Fe County Sheriff's Department regarding the formation, operating procedures and training of the Santa Fe County Sheriff's Department Reserve Corps.

II. INTRODUCTION

A. A Sheriff's Reserve Corps, (hereinafter referred to as Reserves) shall be composed of reserve officers who have been appointed and sworn in as members thereof by the Santa Fe County Sheriff. For the purpose of this General Order, a "Trainee" means a person who has been accepted into training to qualify to become a reserve officer. Reserve Officers and trainees shall be volunteer workers only and shall not be deemed to be employees of the County or the Sheriff's Department for any purpose other than for the purposes of a Reserve Sheriff's Deputy. All reserve officers shall be bound to abide by all rules and regulations, all General and all Special Orders of the Santa Fe County Sheriff's Department.

B. Duty Status

A reserve officer or trainee is in an on-duty status when signed in on the reserve duty log and assigned with a regular officer.

III. MEMBERSHIP REQUIREMENTS

A. The Santa Fe County Sheriff shall establish the requirements to be met by persons to qualify to become members of the reserve. Such requirements shall include but need not be limited to physical, mental, aptitude, personality, inventory and character standards and the mandatory training of such persons for a minimum of 180 hours, in all fields of police work and activity in accordance with Santa Fe County Sheriff's Department. It shall be the duty of the Sheriff to provide such training for such persons and also any training for

members which he may deem to be necessary or desirable.

B. The Santa Fe County Sheriff shall determine fitness of persons to become and remain members.

C. Whenever all of the requirements to qualify to become a member shall have been met by any person and he shall have certified in writing that he has read the provisions of this General Order, he may be appointed and sworn in as a member by the Sheriff.

D. The Sheriff may terminate any member or trainee at any time and any member or trainee may resign at any time by written notification thereof to the Sheriff. Any member who shall cease to be such, shall surrender all property of the County which shall have been issued to him pursuant to the provisions of this General Order or otherwise.

IV. AUTHORITY AND CONTROL OVER THE RESERVES

The Sheriff shall have complete authority and control over the Reserves and its members and trainees and may delegate the exercise thereof, in whole or in part to any of his subordinates. The Sheriff or his designated subordinate may establish, by order which may be changed from time to time, rules and regulations governing the Reserve Officers and trainees, providing for the maintenance of discipline and the assigning of each member to perform Peace officer duties.

V. STATUS AS A DEPUTY SHERIFF

Each Reserve Deputy while on active duty shall have status as a deputy officer and with the same power and authority except as restricted or limited by the Sheriff. However, each member when off-duty: 1) shall not have status as a deputy officer or as a peace officer; 2) shall not have any power, authority or duties as a deputy sheriff officer or as a peace officer; and 3) shall not represent, identify or hold himself out to be a deputy sheriff officer or peace officer.

VI. EQUIPMENT

A. The Reserve Deputy Officer's uniform shall be the same as a regular officers, except a shoulder patch shall bear the word "RESERVE" along with the word "RESERVE" on the breast shield. Trainees shall be restricted from wearing the same brown belt with sidearms. Trainees shall wear only an under

belt with baton and ring and handcuffs and case.

B. Each member, shall maintain and keep for his expedient use every item issued to him. He shall not carry any firearm unless he shall have qualified for and received a gun permit signed by the Sheriff. 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 have received specific written permission from the Sheriff.

C. Each item which shall be issued to a member shall remain and be the property of the County,

VII. RESERVE MEMBERS STATUS

A. If any member or any such trainee should suffer or sustain any illness or injury proximately caused by, arising while out of, and in the course of, this service or training while on active duty, as hereinabove limited, he shall be entitled to all of those workmen's compensation benefits that he would be entitled to if he were a regular employee of the County provided that:

1. While receiving the required training, a trainee will be entitled to those workmens compensation benefits he would be entitled to if he were a regular Sheriff's Deputy receiving a monthly salary as such.

2. After he has been appointed and sworn in as a Reserve Officer, a Reserve Officer will be entitled to those workmens compensation he would be entitled to if he were a regular deputy receiving a salary as such.

B. If any such member of any such trainee should die as a result of any illness or injury proximately caused by, arising out of, and in the course of his service or training while on active duty, as hereinabove limited, those persons who, if the deceased member had been a regular deputy receiving a salary as such or if the deceased trainee had been a Sheriff's Deputy cadet receiving a salary as such, would be entitled to any workmens compensation benefits, pursuant to the provisions of the Workmens Compensation Act of the State of New Mexico, shall be entitled but only upon the conditions provided therefore in said Act to the same such benefits, no more or no less.

532390
SFC CLERK RECORDED 12/05/2006

BY ORDER OF:

Elias Valdez
ELIAS VALDEZ
Sheriff

Leonard Saiz
LEONARD SAIZ
Chief Deputy

SANTA FE COUNTY SHERIFF'S DEPARTMENT
Santa Fe, New Mexico

STANDING RULES FOR RESERVE CORPS

1. The Santa Fe County Sheriff as stated in General Order No. Section , requires all applicants to meet the standards of an applicant that is applying for permanent status as a Sheriff's Deputy officer before being accepted as a trainee.
2. After completing the standard training and is commissioned by the Santa FD County Sheriff said Reserve Deputy will work at least eight (8) hours a month to stay in good standing as a Reservist.
3. The Sheriff will issue to all commissioned Reserve Deputies a badge, cap shield and silver or gold cap band. All other uniform items will be at the expense of the Reserve Deputy Officer.

SANTA FE COUNTY SHERIFF'S DEPARTMENT

1985

SPECIAL SHERIFF'S DEPUTY, DETECTIVES--REVOCATION OF LICENSE.--The governing body, on recommendation of the County Manager or on its own motion, may, for cause, revoke any license issued under the provisions of Section after notice and opportunity to be heard before the governing body. The following shall be considered as just causes:

- A. If the licensee has willfully violated any provisions of Sections through Section
- B. If any employee of the licensee violates any of the provisions of Sections through and Section with the permission or instructions of the licensee to do so;
- C. Conviction of any felony or any offense involving moral turpitude, except minor traffic violations; or
- D. Violation of the rules and regulations of the Sheriff's Department of the County so far as they are applicable.

HISTORY:

Article . SANTA FE COUNTY SHERIFF'S DEPARTMENT
RESERVE.

Section .

Reserve - Created
Reserve - Control by Santa Fe County Sheriff
Reserve - Authority
Reserve - Powers and Duties
Reserve - Call of Members
Reserve - Requests for Assistance
Reserve - Workmen's Compensation

RESERVE--CREATED.--There is created within the County Sheriff's Department a "Reserve Force", hereinafter referred to as the "reserve".

HISTORY:

RESERVE--CONTROL BY SANTA FE COUNTY SHERIFF.--The reserve is under the exclusive control of the Santa Fe County Sheriff's Department who shall have sole and exclusive authority to:

- A. summarily discipline or dismiss members without appeal to any body or tribunal;
- B. approve or disapprove all bylaws, rules and regulations of the "reserve"; and
- C. approve or disapprove all deputies, employees or agents of the reserve.

HISTORY:

RESERVE--AUTHORITY--The reserve and its individual members shall only have authority in law enforcement on specific requests by the Sheriff. A specific request must be made for each individual instance of service.

HISTORY:

RESERVE--POWERS AND DUTIES.--

- A. The duties of the reserve are to assist in enforcement of law by cooperating with all law enforcement agencies and regulatory bodies.
- B. The reserve or its members when acting upon call, and only when acting upon call, of the Santa Fe County Sheriff or a deputy of such law enforcement agency or regulatory authority.

HISTORY:

RESERVE--CALL OF MEMBERS.--When the Santa Fe County Sheriff calls up the members of the reserve, the call shall be in writing, list the names of each member of the reserve called, the purpose of the call, and the date and time the call begins and terminates. Except when on call, reserve members shall have no more authority in law enforcement than that of any private citizen.

HISTORY:

RESERVE--REQUESTS FOR ASSISTANCE--Should any law enforcement agency or regulatory body desire assistance from the reserve, the request shall be made to the Santa Fe County Sheriff who may authorize it, if:

- A. reserve members are fully covered by the workmens compensation insurance policy of the assisted agency or body, and this is evidenced by a writing presented to the Sheriff, and
- B. any and all liability that may arise against the County, its officers, employees or agents, the reserve, or its members as a result of such assistance, is assumed in writing by the assisted agency or body.

HISTORY:

RESERVE--WORKMENS COMPENSATION--The County shall immediately take steps to provide necessary workmens compensation insurance for the reserve and necessary liability insurance covering liability that may arise against the County, its officers, employees or agents as a result of the activities of the reserve on behalf of the County. If any or a portion of such liability is to be self-insured, the self-insurance fund shall be increased accordingly.

HISTORY:

COUNTY OF SANTA FE)
STATE OF NEW MEXICO)

I hereby certify that this Instrument was filed for record on the 9th day of Oct A.D. 1985, at 1:33 o'clock P.M. and was duly recorded in book 532, page 1-43 of the records of Santa Fe County.

Witness my Hand and Seal of Office
ANGIE VIGIL PEREZ
County Clerk, Santa Fe County, N.M.

[Signature]
Deputy

