
AMENDMENT NO. 1 TO ORDINANCE NO. 113 OF 2022

ORDINANCE NO. 113 OF 2022

AN ORDINANCE TO AMEND SECTION 10-4 OF THE CODE OF ORDINANCES RELATIVE TO REPORTS BY THE CHIEF OF POLICE AND TO INCLUDE LANGUAGE CONCERNING THE POWERS OF THE CHIEF OF POLICE TO MAKE RULES AND REGULATIONS AND TO OTHERWISE PROVIDING WITH RESPECT THERETO.

AMENDMENT PROPOSED BY:

The City Attorney's Office

INSTRUCTIONS:

Delete and remove from the files the original proposed Ordinance No. 113 of 2022 and substitute the attached **Amendment No. 1 to Ordinance No. 113 of 2022.**

EXPLANATION OF THE AMENDMENT :

This amendment specifies that the powers given to the Chief of Police are only limited to situations that fall within the definition of imminent danger to the health, safety, and welfare of the public.

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BY COUNCIL MEMBER:

BE IT ORDAINED by the City Council of the City of Shreveport, in due, legal, and regular session convened, that Section 10-4 be hereby amended to add the following language:

Sec. 10-4.1 Power of chief of police to make rules and regulations.

In addition to the specific authority granted to the chief of police in this chapter, the chief of police is authorized to make, promulgate, and publish reasonable rules and regulations for the purpose of the proper administration and enforcement of the provisions of this chapter in cases of imminent danger to the health, safety and welfare of the public, provided that such rules and regulations shall not be inconsistent with the provisions of this chapter or other laws of the city, state and nation, and further provided that any person aggrieved by any such rule or regulation shall have the right to appeal to the council as provided in 10-133.

For purposes of this section only, "Imminent danger to the health, safety and welfare of the public," means the existence or the impending existence of a condition, situation, violation, practice, or omission that could reasonably be expected by the law enforcement official to cause substantial physical harm to persons inside and/or outside of an establishment.

BE IT FURTHER ORDAINED that if any provision or item of this Ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Ordinance which can be given affect without the invalid provisions, items or applications and to this end the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER ORDAINED that all Ordinances or parts thereof in conflict herewith are hereby repealed.

THUS DONE AND ORDAINED by the City Council of the City of Shreveport, Louisiana.

APPROVED AS TO LEGAL FORM:

City Attorney's Office