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LUNA COUNTY ORDINANCE NO. 46

AN ORDINANCE ESTABLISHING A COUNTY SECURITY FORCE, GRANTING POLICE POWERS TO THOSE OFFICERS APPOINTED BY THE LUNA COUNTY BOARD OF COUNTY COMMISSIONERS.

WHEREAS, pursuant to Article I, §5C of the New Mexico Constitution, §§3-12-4, 4-37-1, 4-37-4, 4-41-17, 4-41-20 and §33-3-28 NMSA 1978, the Luna County Board of County Commissioners (LCBCC) may create a county security force for security purposes including purposes incidental to the operation of the Luna County Detention Facility.

WHEREAS, the county security force shall not engage in any law enforcement activities typically discharged by the County Sheriff's Department,

NOW, THEREFORE, be it ordained by the LCBCC, that:

I.

The county security force shall consist of certified peace officers in the State of New Mexico and they shall have all of the authority, duty and obligations pertaining to arrest, maintenance of the public peace, safety and welfare. All officers shall be assigned to the Luna County Detention Facility.

II.

The county security force shall be supervised by the Detention Center Director or designee. The size of the county security force and personnel employed as security force officers shall not exceed 10% of the workforce. The County Manager shall, with the approval of the commissioners, establish and promulgate job descriptions, qualifications, staffing requirements and compensation for security force officers.

III.

All persons employed under this Ordinance shall be subject to the personnel rules and contractual requirements of the Luna County Personnel Ordinance.

IV.

Any county security force officer shall be eligible for all retirement benefits available to any other peace officer pursuant to the laws of the State of New Mexico.

V.

County security force officers shall perform their regular duties in uniforms and with peace officer badges as approved by the County.

VI.


Should any provision, sentence, phase, or word of this Ordinance be held invalid, such invalidity shall not affect any other provisions of this Ordinance that can be given effect without the invalid portion, and for this purpose the provisions of this Ordinance are hereby declared severable.

VII.

The provisions of this Ordinance shall be cumulative to and shall not operate to repeal any other Ordinances.

ADOPTED this 12th day of April, 2001.

LUNA COUNTY
BOARD OF COUNTY COMMISSIONERS


Fannie Smyer, Chairperson

ATTEST:


Natalie Pacheco, County Clerk