

The following Ordinance was introduced by Councilperson Junkin at the scheduled meeting of the Winnfield City Council held on May 14, 2019, and is presented for adoption by Councilperson Junkin at the regularly scheduled meeting of the Mayor and City Council held June 11, 2019, to-wit:

ORDINANCE NO. 7 of 2019

AN ORDINANCE TO AMEND SECTION 18-1 OF THE CODE OF ORDINANCES OF THE CITY OF WINNFIELD, LOUISIANA, TO PROVIDE FOR PSYCHOLOGICAL EVALUATION FOR EMPLOYEES OF THE CITY OF WINNFIELD POLICE DEPARTMENT, TO PROVIDE FOR ANY RELATED MATTERS AND PROVIDING AN EFFECTIVE DATE THEREFOR.

BE IT ORDAINED by the Mayor and City Council for the City of Winnfield, Louisiana that the Code of Ordinances of the City of Winnfield is hereby amended to add Section 18-1 to the Code of Ordinances to provide as follows.

SECTION 1.

That all new employees, full or part time, of the City of Winnfield Police Department will be required to undergo psychological evaluation as a part of their physical exam and have an acceptable outcome for both (physical and psychological exam) as a condition of continuing employment, and prior to being assigned for duty.

SECTION 2.

That any part-time employee of the City of Winnfield Police Department being recommended for a full-time position will be required to undergo psychological evaluation, unless one is previously on file, and have an acceptable outcome as a condition of consideration from the City Council.

SECTION 3.

All current employees will be required to undergo a clinical interview prior to return to duty by teleconference within one (1) month of experiencing a severe traumatic event either personally or professionally, and/or following any event leading to a suspension from duty.

SECTION 4.

A severe traumatic event as set forth herein includes, but is not limited to, 1) sexual assault, 2) child abuse, 3) involved in high-impact collisions or crashes, 4) natural disasters, 5) acts of terrorism, 6) military combat, 7) witness to tragic and depressing events, such as adults and children who have been severely injured or died from abuse, assault, or traffic accidents, 8) line of duty use of force resulting in severe injury requiring emergency medical treatment or hospitalization of officer or citizen, or a death, 9) necessary use of force occurrence involving the discharge of a firearm, 10) loss of immediate family member including spouse, children, mother or father, 11) victim of domestic violence or abuse.

SECTION 5.

All current employees of the City of Winnfield Police Department will be required to undergo psychological evaluation with acceptable outcome prior to return to duty following any event leading to suspension or administrative leave for a period lasting more than three (3) days.

SECTION 6.

For the purposes of this ordinance, “acceptable outcome” is defined as results of testing indicate that the employee is not a high risk or moderate to high risk candidate for successful employment.

SECTION 7.

Such psychological evaluation or teleconference is to be administered at City Hall under the direction an entity approved by the City Council.

SECTION 8.

The administering entity shall advise the Mayor immediately upon the receipt of test results so that the Chief of Police may be advised test results are available for review.

SECTION 9.

All test results shall be maintained at City Hall under the direct supervision of the Mayor and Human Resources Division. Duplication of test results is prohibited unless for the specific purpose of review by the Mayor, Chief of Police, duly elected councilpersons, City Attorney or the individual tested. Should duplication be required, any copy received by any of the persons set forth herein shall be returned immediately after review to Human Resources for shredding. At no time will test results be made available to any persons other than the Mayor, Chief of Police, City Clerk, Council Members, City Attorney and, upon request, the individual tested.

SECTION 10.

BE IT FURTHER ORDAINED by the City Council of the City of Winnfield, Winn Parish, Louisiana, that all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 11.

BE IT FURTHER ORDAINED by the City Council of the City of Winnfield, Winn Parish, Louisiana that this ordinance is deemed severable and accordingly, should any part or portion hereof be declared invalid or unconstitutional, then the rest and remainder of the ordinance which can be enforced without regard to such invalid or unconstitutional part or portion shall remain in full force and effect.

SECTION 12.

BE IT FURTHER ORDAINED that this Ordinance shall be effective on publication hereof and the expiration of the required legal delays. The above Ordinance was introduced on May 14, 2019. A hearing on the above Ordinance was held on June 11, 2019, at a regular meeting of the Mayor and City Council of the City of Winnfield, Louisiana, and thereafter the vote thereon was recorded as follows, to-wit:

YEAS: 4

NAYS: 0

ABSENT: 1

ABSTAINING: 0

Thereupon the Mayor declared the Ordinance passed by a vote of 4 yeas and 0 nays, on the 11th day of June 2019, at a regular meeting of the Mayor and City Council of the City of Winnfield, Louisiana.

Katina Smith

KATINA SMITH, CITY CLERK

George Moss

GEORGE MOSS, MAYOR