

REQUEST FOR BOARD ACTION

**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

MEETING DATE: March 4, 2013

SUBJECT: Law Enforcement Officer Service Badge and Sidearm Policy

PRESENTER: Sheriff Charlie McDonald

ATTACHMENTS: Yes
1. Proposed Policy

SUMMARY OF REQUEST:

Sheriff McDonald has requested the Board approve the attached Law Enforcement Officer Service Badge and Sidearm Policy. This would be a County policy, and would be included in the Administrative Manual. The policy has been drafted in conjunction between the Sheriff's Department and the Human Resources Department, and is consistent with the existing "Henderson County Equipment Purchase by Retired Employee Policy".

BOARD ACTION REQUESTED:

The Board is requested to approve the Law Enforcement Officer Service Badge and Sidearm Policy as presented.

Suggested Motion(s):

I move the Board approve the Law Enforcement Officer Service Badge and Sidearm Policy as presented.

HENDERSON COUNTY

LAW

ENFORCEMENT

OFFICER

SERVICE BADGE

AND

SIDEARM POLICY

The Henderson County Board of Commissioners recognizes the dedicated service provided to the citizens of our community by the sworn law enforcement officers of the Henderson County Sheriff's Office. Therefore, as allowed by North Carolina General Statute 20-187.2, this policy is established to award the law enforcement officer's badge and service firearm to honor and show gratitude for their service.

DEFINITIONS

Service Badge: The shield or badge worn or carried by the officer at the time of his/her separation from office.

Service Sidearm: The duty handgun issued to and actually carried by the officer at the time of his/her separation from office.

Surviving Relative: Unless otherwise designated in writing by the law enforcement officer, the first person over age twenty-one (21) in the following list: spouse, biological/adopted child, stepchild, parent, grandchild, grandparent, sibling as it pertains to the service sidearm, and the above list at any age concerning the service badge. The eldest is given precedence in any instance.

RETIREE ELIGIBILITY

A retiree shall be considered to be awarded his/her badge and sidearm only if he/she:

- (1) Is employed with Henderson County at retirement and retires from the County under the provisions of the North Carolina Local Governmental Law Enforcement Officers Retirement System (LEORS); and
- (2) Has a total of ten (10) years' actual service with Henderson County; and
- (3) Is recommended by the Sheriff to receive his/her badge and service sidearm.

PURCHASE PRICE

The Board of Commissioners hereby establishes the following purchase prices:

Badge: All eligible law enforcement officers shall receive at no cost to the officer his/her badge worn or carried by such officer during service to Henderson County.

Sidearm: The purchase price will be the fair market value of the sidearm discounted by twenty-five percent (25%) for every five (5) years served. For example, ten (10) years of service would entitle the retiree or surviving relative to a purchase price of fifty percent (50%) of the fair market value. The total years of service used to calculate purchase price are those years recognized by the North Carolina Local Governmental Law Enforcement Officers Retirement System (LEORS) at the time of retirement or death.

OFFICERS APPROVED TO RECEIVE DISABILITY RETIREMENT

An officer who retires due to disability resulting from an injury sustained in the line of duty may obtain his/her badge and sidearm at no cost regardless of years served with Henderson County and/or years of service with the LEORS. An officer who retires due to disability not associated with his/her duty must meet the “retiree eligibility” requirements above.

OFFICERS KILLED IN THE LINE OF DUTY

The surviving relative of any law enforcement officer killed in the line of duty may obtain the officer’s sidearm at no cost regardless of years served with the County and/or years of service according to the LEORS.

GUN PERMIT REQUIREMENT

All officers and surviving relatives must secure a gun permit as required by N.C.G.S. 14-402 prior to being awarded the service sidearm. If the officer or surviving relative is unable to secure a gun permit, the sidearm shall be rendered incapable of being fired before the sidearm is transferred to the individual.



Resolution Honoring (Rank) (Officer) For (#) Years of Law Enforcement Service and Awarding(Him/Her)(His/Her) Badge and Sidearm

WHEREAS, (Officer) joined the Henderson County Sheriff's Office as a (Classification) on (Date of Employment) and held the ranks of (Ranks); and

WHEREAS, (Rank) (Office's Last Name)'s service and dedication to the Henderson County Sheriff's Office and Service, dedication and accomplishments in the field of law enforcement during (his/her) (#) years of total years of service are hereby recognized and commended; and

WHEREAS, N.C.G.S. 20-187.2 provides that retiring officers of the Henderson County Sheriff's Office may receive, at the time of their retirement, the badge worn or carried by them during their service with the Henderson County; and

WHEREAS, N.C.G.S. 20-187.2 further provides that the Henderson County Board of Commissioners may, in its discretion, award to a retiring officer the service sidearm of such retiring officer at a price determined by the Board of Commissioners, upon securing a permit as required by N.C.G.S. 14-402 et seq; and

WHEREAS, (Officer) has served as a member of the Henderson County Sheriff's Office for a period of more than (years) and is retiring from the Henderson County Sheriff's Office on (date); and

NOW, THEREFORE, BE IT RESOLVED by the Henderson County Board of Commissioners as follows:

1. Sheriff (Name of Sheriff) is hereby authorized in accordance with the provisions of N.C.G.S. 20-187.2 to transfer to (Officer) the badge worn by (him/her) during (his/her) service with the Henderson County Sheriff's Office; and
2. Sheriff (Name of Sheriff) is hereby authorized in accordance with the provisions of N.C.G.S. 20-187.2 to transfer to (Officer) (his/her) service sidearm (at no cost to the officer/for and in consideration of the sum of xxx received from (Officer)) and upon (his/her) securing a permit required by N.C.G.S. 14-402.

BE IT FURTHER RESOLVED, that the Henderson County Board of Commissioners recognizes and thanks (Officer) for (his/her) dedicated service to the Henderson County and its citizens.

Adopted this the (day) day of (month), (year).

CHAIRMAN
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:

CLERK TO THE BOARD