

CITY OF REXBURG
EXCESSIVE FORCE POLICY

RESOLUTION NO. 2008-05

A RESOLUTION OF THE CITY COUNCIL OF REXBURG, ADOPTING A POLICY PROHIBITING THE USE OF EXCESSIVE FORCE AGAINST NON-VIOLENT CIVIL RIGHTS DEMONSTRATORS.

WHEREAS, the Congress of the United States has passed the Armstrong/Walker “Excessive Force” Amendment (Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended) prohibiting the use of excessive force by local law enforcement agency against any individual engaged in nonviolent civil rights demonstration within its jurisdiction;

AND WHEREAS, the City of Rexburg has received an Idaho Community Development Block grant and is required to comply with the Armstrong/Walker “excessive force” Amendment;

AND WHEREAS, the use of excessive force against demonstrators may cause the CITY to lose its grant or eligibility for future federal grants;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF REXBURG, IDAHO:

SECTION 1. It is the POLICY of the CITY that excessive force by local law enforcement agencies shall not be used against individuals engaged in lawful and nonviolent civil rights demonstrations within the City boundaries.

SECTION 2. The City Council directs the Police Chief to implement this Resolution by amending applicable police department procedures.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 06th DAY OF FEBRUARY, 2008.

Attest:

Shawn Larsen
Mayor

Blair Kay
City Clerk