

CHARTER OF THE CITY OF SAN DIEGO

Section 57

1. Original Charter section approved by voters April 7, 1931

Section 57. POLICE DEPARTMENT. The Police Department shall consist of a Chief of Police and such other officers, members and employees as the Council may from time to time by ordinance prescribe.

All members of the Police Department at the time this Charter takes effect shall be retained and shall only be removed for cause as provided in Section 129 of Article VIII of this Charter.

The Chief of Police shall be appointed by the Manager and the appointment shall be confirmed by a majority of the Council, provided, however, that the Chief may be removed by the Manager at any time in the manner provided for in Section 30 of Article V of this Charter.

The Chief of Police, with the approval of the City Manager, shall direct and supervise the personnel, subject to Civil Service regulations, have charge of the property of the Department, and exercise all powers and duties provided by general laws or by ordinance of the Council.

The Chief of Police may appoint, subject to the approval of the Manager, an Assistant Chief of Police, a Chief of Detectives, and all members, officers and employees of the Police Department, subject to the Civil Service requirements of this Charter. During the absence or inability of the Chief of Police to perform the duties of his office the Assistant Chief of Police shall perform all the duties of the office of Chief of Police.

The Chief of the Police Department, with the approval of the Manager, may establish a training school and merit system for training and disciplining members of the Department. The rules and regulations of such system and all changes must be approved by the Council. After the establishment of the merit system all appointments to the Police Department shall be made in accordance with the Civil Service provisions of this Charter. But, after appointment members of the Police Department shall not be subject to Civil Service provisions of this Charter and promotions, demotions, suspensions and dismissals from the Police Department shall be made in accordance with fixed rules and regulations of a Merit System established by the Chief of the Police Department, and approved by ordinance of the Council; provided, however, that any member who has been dismissed, demoted or suspended, other than the Chief, may, within five days from the effective date of the order of such dismissal, demotion or suspension, appeal to the Civil Service Commission of the City, who, after proper notice, shall conduct a public hearing at which the Commission shall have power to

determine the justice of such order of dismissal, demotion or suspension, and may affirm, modify or refuse such order. The action of said Commission on such hearing shall be final and conclusive.

2. Amendment voted 11-06-1956; effective 01-10-1957

Section 57. POLICE DEPARTMENT. The Police Department shall consist of a Chief of Police and such other officers, members and employees as the Council may from time to time prescribe by ordinance. All members of the Police Department at the time this Charter takes effect shall be retained and shall only be removed for cause, as provided in Section 129 of Article VIII of this Chapter, or as otherwise provided herein.

The Chief Police shall be appointed by the City Manager and the appointment shall be confirmed by a majority of the Council, provided, however that the Chief of Police may be removed by the City Manager at any time in the manner provided for in Section 30 of Article V of this Charter.

The Chief of Police, with the approval of the City Manager, shall appoint, direct and supervise the personnel, subject to Civil Service regulations, have charge of the property and equipment of the department and exercise all powers and duties provided by general laws or by ordinance of the Council. The Chief of Police shall have all power and authority necessary for the operation and control of the Police Department.

The Chief of Police, with the approval of the City Manager, may establish a training school and Merit System for training and disciplining members of the department. The rules and regulations of such system and all changes must be approved by the Council. After the establishment of the merit system all appointments to the Police Department shall be made in accordance with the Civil Service provisions of this Charter. But, after appointment members of the Police Department shall not be subject to Civil Service provisions of this Charter and promotions, demotions, suspensions and dismissals from the Police Department shall be made in accordance with fixed rules and regulations of a Merit System established by the Chief of Police, and approved by ordinance of the Council; provided , however, that any member who has been dismissed, demoted or suspended, other than the Chief of Police, may, within five days from the effective date of the order of such dismissal, demotion or suspension, appeal to the Civil Service Commission of the City, who, after proper notice, shall conduct a public hearing at which the Commission shall have power to determine the justice of such order of dismissal, demotion or suspension, and may affirm, modify or refuse such order. The action of said Commission on such hearing shall be final and conclusive.

The City Manager, with the approval of the Council, shall have the power to contract with a physician and surgeon, licensed to practice in the State of California, to perform the duties of Police Surgeon and to provide all medical services necessary for the operation of the Police Department.

3. Amendment voted 09-17-1963; effective 02-11-1964

See current Charter.

(Section 57 is modified by contrary language in section 265(b) effective 01-01-2006.)