

ORDINANCE NO. 551

AN ORDINANCE OF PENN TOWNSHIP AUTHORIZING THE USE OF THE POLICE TRAINING RANGE FOR FIREARMS QUALIFICATION OF OFFICERS FROM MUNICIPALITIES WITH WHOM PENN TOWNSHIP HAS MUTUAL AID AGREEMENTS AND ESTABLISHING FEES FOR PROVIDING CERTIFIED INSTRUCTION.

WHEREAS, the PA Municipal Police Officers Education and Training Commission requires the yearly certification of active police officers in the use and handling of firearms, and

WHEREAS, Penn Township owns, operates and maintains a police firearms training range for the purpose of said qualification and certification, and

WHEREAS, Penn Township utilizes its own certified firearms instructors to ensure that its police officers comply with the qualification standards established by the PA MPOETC, and

WHEREAS, Penn Township now is desirous of offering said firearms certification to police officers of municipalities which have a valid written mutual aid agreement with Penn Township.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of Penn Township, York County, Pennsylvania as follows:

Section 1. Use of Training Range and Instructors

The Police Chief is hereby authorized to make the Township's Police Training Range and certified instructors available to municipalities which have a valid written mutual aid agreement with Penn Township, and to police officers employed on a full-time or part-time basis with such municipalities. The use of the Police Training Range and instructors shall be limited to training and instruction for the purpose of enabling the police officers to comply with the qualification standards established by the Pennsylvania Municipal Police Officers Education and Training Commission.

Section 2. Firearms Certification

Any police officer employed by Penn Township and who is a certified firearms instructor, in accordance with the Pennsylvania Municipal Police Officers Education and Training Commission regulations, is authorized to provide the written PA MPOETC firearms certification to police officers where the instructor has personally provided the training and conducted the testing in accordance with the PA MPOETC standards and where the officer seeking such certification has demonstrated compliance with PA MPOETC standards entitling him to such certification.

Section 3. Scheduling

The scheduling of police officer firearms qualification at the training range shall be at the direction of Penn Township and shall be based on the availability of the range and Penn's firearms instructors.

Section 4. Release from Liability

Before using the Penn Township Police Training Range or instructor, each municipality and police officer (other than Penn Township police officers) shall sign a release in which such municipality or officer agrees to indemnify, hold harmless and release Penn Township, its police officers, employees, the Board of Commissioners and other officers of the Township from any death, injury, property damage, or other loss or damage resulting from or alleged to result from the use of the training range or the receipt of instruction (including alleged inadequate instruction) or from certification of any police officer.

Section 5. Fees

The Township may require a firearms qualification fee per police officer. The fee shall be set by Resolution, from time to time, by the Board of Commissioners.

Section 6. Repealer

All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 7. Severability

If any section or clause of this Ordinance shall be adjudged invalid, such adjudication shall not affect the validity of the remaining provisions of this

Ordinance which shall be deemed severable therefrom.

Section 8. Effective Date

This Ordinance shall be effective immediately upon enactment.

ENACTED AND ORDAINED this 19th of July 1999.

Board of Commissioners of Penn Township

By: Frederick W. Stine
Frederick W. Stine, President

Attest:

Sharon A. Lance
Sharon A. Lance, Secretary