

DATE 9-19, 11

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REVIEWED BY
PREPARED BY

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CITY ATTORNEYS OFFICE

AN ORDINANCE TO AMEND CHAPTER 23, POLICE, OF THE CODE OF THE CITY OF ROCK HILL CONCERNING RESISTING POLICE

BE IT ORDAINED by the Governing Body of the City of Rock Hill, in Council assembled:

SECTION 1. That this Ordinance is being adopted in order to effect proper compliance with the provisions of the Home Rule Act of 1975, now South Carolina Code of Laws for 1976, Section 5-7-30 and Section 5-7-260 and Section 2-48 and Section 2-96 of the Code of the City of Rock Hill.

SECTION 2. That this Ordinance was adopted by the Rock Hill City Council by a majority vote and applicable public hearing requirements.

SECTION 3. That **Chapter 23, POLICE, Article I. In General, Sec. 23-4. Resisting police,** of the Code of the City of Rock Hill, be and the same is hereby amended by deleting the current language and inserting in lieu thereof the following:

No person in any physical manner shall oppose, resist, or interfere with any police officer in the discharge of the police officer's official duties.

SECTION 4. That **Chapter 23, POLICE, Article I. In General, Sec. 23-7. Investigatory stops, subsection (c) and title of Sec. 23-7,** of the Code of the City of Rock Hill, be and the same is hereby

amended by deleting the current language and inserting in lieu thereof the following:

Sec. 23-7. Investigatory stops and failure to identify.

(c) Any person who refuses to identify himself or herself after being so detained, or who flees or attempts to flee detainment shall be charged with a violation of this section.

SECTION 5. That all ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of inconsistency.

SECTION 6. That this Ordinance shall be and become finally binding immediately after same shall have received first and second readings, given in manner required by law.

DONE AND RATIFIED in Council assembled on this the ____ day of
_____, 2011.

A. Douglas Echols, Jr., Mayor

Susie B. Hinton, Mayor Pro Tempore

John A. Black, III, Councilmember

Kathy S. Pender, Councilmember

James C. Reno, Jr., Councilmember

Osbey Roddey, Councilmember

Kevin H. Sutton, Councilmember

ATTEST:

Anne H. Poag
Municipal Clerk