

MISSOULA POLICE DEPARTMENT POLICY MANUAL

PREFACE

These Policies, Rules and Regulations, as set forth by the Chief of Police, contained in this manual are published for the information and guidance of the Missoula City Police Department. **They are not intended to cover every case which may arise in the discharge of police duties**, as there will be times when the officer will have to use his own discretion and judgment. In fact, his value to the Department will be gauged not only by the way he complies with these Rules and Regulations and Policies but by his demonstrations of good judgment, zeal and activity on all occasions.

All members, at the time of their initial employment and continually thereafter, shall familiarize themselves with the provisions of the Rules and Regulations, Code of Conduct and the Policies and Procedures Manual. They shall conform to and obey such Rules and Regulations and render their services with discretion, enthusiasm and loyalty.

The regulations contained in the Policy Manual will be observed by all members of the Department in order to maintain the confidence, respect, and support of the citizens of the community. The regulations contained herein are intended to provide the foundation for instructions contained in other volumes of Standard Operating Procedures maintained in each Division of the Department.

Violations of regulations in the manual may subject the member to disciplinary action. Action taken will depend upon the seriousness of the offense, the past record of the offender, past warnings, and the seriousness of the consequences of the violation.

CONFLICTING OR ILLEGAL ORDERS

A member who is given an otherwise proper order which is in conflict with a previous order, rule, regulation, or directive, will respectfully inform the supervisor who issued the order of the conflict. If the supervisor does not alter or retract the conflicting order, the order shall stand under the following circumstances:

- a) The responsibility for the conflict will be upon the supervisor;
- b) A member will obey the conflicting order and will not be held responsible for disobedience of the order, rule, regulation, or directive issued previously.

A member will not obey any order which requires him to commit an illegal act. If in doubt as to the legality of an order, a member will request the issuing supervisor to clarify the order.