

# SPRINGFIELD POLICE DEPARTMENT

## Standard Operating Guideline

<b>Effective Date:</b> 04/04/2017	<b>Supersedes Policy Dated:</b> 11/30/2012	<b>Rescinds:</b>	<b>SOG Number:</b>  <b>414.1</b>
<b>Accreditation Index:</b> 81.2.4			
<b>Part Title:</b> Operations		<b>Chapter Title:</b> Jurisdiction, Liaison, and Mutual Aid	
<b>Chief of Police:</b>			

## Agency Jurisdiction and Mutual Aid

### I Policy

It is the policy of this Department to provide law enforcement services within the Springfield City limits and in cooperation with other agencies with concurrent jurisdiction. The Department will enter into Mutual Aid Agreements with other county and municipal political subdivisions within the parameters set forth in RSMo 70.820. It is our intent in entering into these agreements to make appropriate responses to, or make appropriate resource requests from, other agencies that are signatories of these agreements. <sup>1</sup>

### II Definitions <sup>2</sup>

**Concurrent Jurisdiction** – Law enforcement agencies sharing jurisdiction within a specific geographical boundary.

**Emergency Situation** – Any situation in which the law enforcement officer has a reasonable belief that a crime is about to be committed, or has been committed, involving injury or threat of injury to any person, property, or governmental interest and their response is reasonably necessary to prevent or end such emergency situation or mitigate the likelihood of injury involved in such emergency situation. The determination of the existence of any emergency situation shall be in the discretion of the peace officer making the response or in the discretion of the peace officer or governmental officer of the political subdivision in which the emergency situation is alleged to be occurring. (RSMo 78.820.3)

**Political Subdivision** – Any agency or unit of the State empowered by law to maintain a law enforcement agency.

<sup>1</sup> Policy Statement revised, capitalization change for consistency, per Policy Change Order 17-022.

<sup>2</sup> Definitions revised, capitalization changes for consistency and RSMo reference updates, per PCO 17-022.

## **SOG 414.1**

Agency Jurisdiction and Mutual Aid

Effective Date: 04/04/2017

**Response** – To take any and all action which the peace officer may lawfully take as if exercising their powers within their own jurisdiction. (RSMo 70.820.4)

### **III Procedure**

#### **1 AUTHORIZATION**

1.1 The City of Springfield has authorized officers of the Springfield Police Department to respond to emergency situations outside the City through Section 66-33 of the Springfield City Code. This response may be made based on a request from the law enforcement agency of any political subdivision which has authorized Springfield police officers to respond to such situations arising in their jurisdiction. A current list of those agencies is attached in Attachment 1.<sup>3</sup>

#### **2 RESPONDING TO REQUESTS FOR MUTUAL AID ASSISTANCE**

2.1 A command officer from within the division from which the resources are being requested shall be immediately advised of any request for mutual aid assistance. The decision to commit those resources may be made by that commander, or an officer of higher rank. In everyday circumstances, the Duty Commander shall make the decision and subsequent notification to the involved bureau.

2.2 The command officer making the decision shall make a determination as to whether or not commitment of the requested resources will have a substantial negative impact on public safety in Springfield. That issue, along with the appropriateness of the response, will be the primary factors in the decision.

2.3 The command officer making the decision to commit the resources outside the City shall notify their chain of command of the operation under either of two conditions:

2.3.1 The operation is in excess of two hours in duration.

2.3.2 The operation requires resources in excess of two officers.

2.4 In the event that officers are committed outside the City under a mutual aid agreement, the commander making that commitment will ensure the responding officers are advised of the scope of their duties and where they are to report. In the event that more than two officers are committed, a supervisor will be assigned with them for coordination of SPD personnel. (CALEA 81.2.4(f))<sup>4</sup>

#### **3 MAKING A REQUEST FOR ASSISTANCE UNDER A MUTUAL AID AGREEMENT**

3.1 An officer of command rank, or a supervisor in the event that no command officer is immediately available, may make a request for emergency assistance. This request shall be made through the Emergency Communications Department. It may be made when the commander or supervisor determines that the need for immediate police resources is beyond the ability of this Department to provide them. The request shall

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3 Section 1.1 revised, City Ordinance reference updated, per Policy Change Order 17-022.

4 5<sup>th</sup> Edition removed from all CALEA references, per Policy Change Order 17-022.

## **SOG 414.1**

Agency Jurisdiction and Mutual Aid

Effective Date: 04/04/2017

be made to the senior commander or supervisor on duty with the agency from which the resources are being requested. (CALEA 81.2.4(a))

- 3.1.1 In the event that this Department makes a request for outside resources under a mutual aid agreement, the commander or supervisor shall notify their chain of command immediately or as soon as is practical.
  - 3.2 The command officer or supervisor making the request shall cause the selected agencies to be advised of the resources requested, the location of the staging area, and to whom they are to report.
  - 3.3 The officers from outside the jurisdiction shall either be supplied with radios that include SPD frequencies, or they shall be assigned to work with an SPD officer. They shall, in no case, be assigned to a post or function without the ability to communicate with the command post and other officers.
  - 3.4 The command officer or supervisor making the request is responsible for documentation of all facts and circumstances related to the request, the resources used, and how they were deployed. That report shall be forwarded to the Chief of Police via the chain of command.
  - 3.5 All outside personnel who respond to the request under the mutual aid agreement shall report to the Incident Commander upon arrival.
  - 3.6 Any claims for compensation made by the responding agency shall be forwarded to the Office of the Springfield Chief of Police for review.
  - 3.7 Reporting responsibilities
    - 3.7.1 All officers who respond under authority of a mutual aid agreement are required to document their actions while engaged in the operation. The commander or supervisor who authorized the operation shall be responsible for ensuring that copies of those reports are sent to the law enforcement agency with jurisdiction. This will be for the purpose of prosecution in the proper venue.
- 4 REQUESTS FOR AID FROM FEDERAL LAW ENFORCEMENT AGENCIES
- 4.1 When the Incident Commander in charge of an emergency incident determines that the resources and expertise of any federal law enforcement agency are necessary to a successful and safe resolution, they shall make direct phone contact with the supervisor for the office of that agency and request the needed resources. Routine contact due to issues of primary jurisdiction (bank robbery, bombings, etc.) may be made directly by Communications.
- 5 REQUESTS FOR MILITARY AID
- 5.1 The primary responsibility for meeting any emergency within the City of Springfield lies with city government. Upon determination of the Mayor that an emergency exists that local resources are not capable of handling, a formal request for military assistance may be made as follows:
    - 5.1.1 Disaster situations: The request shall be made to the State of Missouri

## **SOG 414.1**

Agency Jurisdiction and Mutual Aid

Effective Date: 04/04/2017

- Emergency Management Agency (SEMA). SEMA will then make the request to the Governor.
- 5.1.2 Civil disturbances: The Mayor may make the request for military support directly to the Governor.
- 5.2 Per RSMo 41.480, the conditions under which the Missouri National Guard may be used are as follows:<sup>5</sup>
- 5.2.1 The Governor may, when in their opinion the circumstances so warrant, call out the organized militia or any portion or individual thereof to execute the laws, suppress actual and prevent threatened insurrection and repel invasion. The Governor, if in their judgment the maintenance of law and order will thereby be promoted, may by proclamation declare martial law throughout the State or any part thereof.
- 5.2.2 The Governor may, when in their opinion the circumstances so warrant, call out the organized militia or any portion thereof as deemed necessary to provide emergency relief to a distressed area in the event of earthquake, flood, tornado or other actual or threatened public catastrophe creating conditions of distress or hazard to public health and safety beyond the capacities of local or other established agencies.
- 6 CONCURRENT JURISDICTION
- 6.1 The Greene County Sheriff's Office and the Springfield-Branson National Airport Police Department and various other state and federal law enforcement agencies have concurrent jurisdiction in the City of Springfield.
- 6.2 The Springfield Police Department is committed to providing police services within the limits of its jurisdiction. However, this Department has also entered into oral and written agreements with other agencies having concurrent jurisdiction to better define the response of all agencies involved.
- 6.3 In all other instances not specifically identified through an oral or written agreement, the Springfield Police Department may:
- 6.3.1 Respond to a concurrent jurisdiction upon the request for assistance from another agency;
- 6.3.2 Respond to a concurrent jurisdiction in response to an emergency situation;
- 6.3.3 Respond to a concurrent jurisdiction and take enforcement action when a violation of law or ordinance is committed in the presence, or within view, of a Springfield Police Officer.
- 6.3.4 Respond to a concurrent jurisdiction without delay when there is any confusion as to which agency is responsible for service, until such time as the appropriate agency is identified.
- 6.4 Violations of law within concurrent jurisdictions shall be directed to the Circuit Court

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<sup>5</sup> Section 5.2 revised, sentence reworded, per Policy Change Order 17-022.

**SOG 414.1**

Agency Jurisdiction and Mutual Aid

Effective Date: 04/04/2017

of Greene County, Missouri or the Municipal Division.

6.5 Any radio communications between this Department and agencies within a concurrent jurisdiction shall be conducted through the Springfield/Greene County Emergency Communications Center.

7. Resistance Response

7.1 All Resistance Response policies shall apply to the incident regardless of geographic or jurisdictional placement.

**IV Attachments**

1 List of Mutual Aid Agreements