



<b>Mutual Aid</b>	Related Policies:
<i>This policy is for internal use only and does not enlarge an employee’s civil liability in any way. The policy should not be construed as creating a higher duty of care, in an evidentiary sense, with respect to third party civil claims against employees. A violation of this policy, if proven, can only form the basis of a complaint by this department for non-judicial administrative action in accordance with the laws governing employee discipline.</i>	
Applicable <b>Arkansas Statutes: 16-81-106. Authority to Arrest.</b>	
CALEA Standard:	
Date Implemented:	Review Date:

- I. **Purpose:** It is the policy of this Department to maintain a close working relationship with other law enforcement agencies, to exchange information on criminal activity, to seek mutual aid for current events that impact community safety, and security and to provide assistance to other law enforcement agencies in time of need and under exigent circumstances.
- II. **Policy:** In compliance with **A.C.A. § 16-81-106. Authority to Arrest**, this Department has a written policy on file regulating the actions of its employees relevant to law enforcement activities outside its jurisdiction.

This Department will provide mutual aid to other jurisdictions under emergency circumstances following a request for assistance from an agency, or when there is a foreseeable need for certified law enforcement officers to augment manpower needs of that agency. This Department may also seek mutual aid from other jurisdictions under emergency circumstance or when there is a foreseeable need for certified law enforcement officers to augment the manpower needs of this department. Memorandums of Understanding may be employed to govern mutual aid activities of a semi-permanent nature such as task forces or police services to unincorporated areas that are surrounded, or only accessible through, another agency's jurisdiction.

**III. Procedures:**

**A. Receiving a Request for Mutual Aid from an Outside Agency:**

- a. When a member of this department receives a police assistance request for mutual aid, the request will be forwarded to the highest-ranking on-duty supervisor. If the request for aid is to assist in an ongoing emergency, the supervisor is authorized to dispatch officers of the department outside the jurisdiction and shall notify the Chief of Police or their designee as soon as is practical.

- b. If the request for mutual aid is not an ongoing emergency the highest ranking on-duty supervisor will obtain as much information regarding the request for mutual aid and notify the Chief of Police or their designee who will assume the responsibility to either grant or deny the request.
- c. This Department will provide personnel, specialized units, and equipment to the requesting agency only to the degree that it will not deplete the department's own resources to provide basic emergency services to this City or Town.
- d. **Requests for Short Term Assistance (less than four hours)** by another agency will be made in person, by telephone or radio channel and verified by teletype message or other written communication initiated by the official authorized to make such requests.
- e. The request for assistance will include, but not be limited to, the following information:
  - i. The name and position of the official making request.
  - ii. The nature of the emergency or public safety occurrence and location.
  - iii. The number of personnel requested and whether specialized personnel are essential to the assistance.
  - iv. The type of equipment needed for assistance.
  - v. The name, rank, and location of the officer to which the assisting personnel will report.
  - vi. The highest-ranking supervisor on duty will evaluate the request for short-term assistance and notify the requesting agency of the personnel, specialized units, and equipment that will be provided.
  - vii. The Chief of Police or designee will be notified of any assistance sent to another jurisdiction as soon as possible.
- f. **Requests for Long Term Assistance from Outside Jurisdiction (in excess of four hours):**
  - i. All requests from outside jurisdictions for long-term assistance must come from the Chief of Police, Sheriff or acting 2nd in Command of the requesting agency.
  - ii. These requests may be made in person, by telephone or radio and must be verified by teletype and subsequently by a follow-up letter from the requesting agencies Chief of Police or Sheriff.
  - iii. The information required for long-term assistance will be the same as a short-term request but the Chief of Police or designee will evaluate the

request for long-term assistance and notify the requesting agency of the personnel, specialized units, and equipment that will be provided.

**g. Radio Communications:**

- i. Officers responding to requests for mutual aid from another jurisdiction will utilize police vehicles with radio-scan capabilities, and set radios to the appropriate frequency of the jurisdiction where they are assigned.
- ii. If the requesting agency's radio frequency is unavailable, the officers of this department will secure a portable radio from the requesting agency if available.

**B. Making a Request for Mutual Aid from an Outside Agency:**

- a. During routine police operations when an emergency incident occurs that requires the immediate assistance of an outside agency, the highest ranking on-duty supervisor of this department is authorized to make a request for mutual aid, and shall notify the Chief of Police or their designee as soon as is practical.
- b. During routine police operations, when an incident occurs that would benefit from mutual aid assistance from an outside agency, but the incident is not an immediate emergency, the highest ranking on-duty supervisor will notify the Chief of Police or their designee, who will make the final decision on the request for mutual aid.
- c. When planned community events occur, which require law enforcement services that exceed the capabilities and manpower of this agency, the Chief of Police or their designee may seek mutual aid from outside jurisdictions to assist in fulfilling the mission of the department, i.e. the safety and security of the event attendees and the community in general.
- d. Any request for long-term assistance made on behalf of the Police Department will be initiated by the Chief of Police or designee.
- e. Possible uses for mutual aid include, but are not limited to:
  - i. Mass processing of arrestees
  - ii. Transportation of prisoners
  - iii. Operation of temporary detention facilities
  - iv. Support for large special events, gatherings or other specified activities.

**C. 16-81-106. Authority to Arrest:**

- a.** A certified law enforcement officer may make an arrest:
  - i. In obedience to a warrant of arrest delivered to him; and
  - ii. Without a warrant, where a public offense is committed in his presence, or where he has reasonable grounds for believing that the person arrested has committed a felony.
- b.** In addition to any other warrantless arrest authority granted by law or court rule, a certified law enforcement officer may arrest a person for a misdemeanor without a warrant if the officer has probable cause to believe that the person has committed battery upon another person and the officer finds evidence of bodily harm, and the officer reasonably believes that there is danger of violence unless the person alleged to have committed the battery is arrested without delay.
- c.** A certified law enforcement officer who is outside his jurisdiction, notwithstanding whether he is operating under the statewide arrest powers may arrest, without warrant, a person who commits an offense within the officer's presence or view, if the offense is a felony or a misdemeanor.
- d.** A certified law enforcement officer making an arrest shall as soon as practicable after making the arrest, notify the law enforcement agency having jurisdiction where the arrest was made.
- e.** The law enforcement agency shall then take custody of the person committing the offense and take the person before a magistrate.
- f.** Statewide arrest powers for certified law enforcement officers will only be in effect when the officer is working outside his jurisdiction at the request of or with the permission of the municipal or county law enforcement agency having jurisdiction in the locale where the officer is assisting or working by request.