

WINTER HAVEN POLICE DEPARTMENT

GENERAL ORDER 2.1

AGENCY JURISDICTION AND MUTUAL AID

ACCREDITATION STANDARDS: CALEA – 2.1.1, 2.1.2, 2.1.3, 2.1.4

EFFECTIVE DATE: February 14, 1995

RESCINDS: G.O. 2.1, January 5, 2018 and all applicable Amended/Temporary Orders prior to February 5, 2018

LAST REVISED DATE: February 5, 2018

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This general order contains the following numbered sections:

- I. Jurisdictional Boundaries
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POLICY

It shall be the policy of the Winter Haven Police Department to establish, maintain and carry out mutual aid agreements with other state, county and city law enforcement agencies.

PURPOSE

The purpose of the order is to establish the geographical jurisdictional boundaries of the Winter Haven Police Department and to establish guidelines and procedures relating to concurrent jurisdictional responsibilities, mutual aid agreements and related statewide law enforcement services.

SCOPE

This order shall apply to all Winter Haven Police Department members.

PROCEDURE

- I. **Jurisdictional Boundaries**
 - A. The current jurisdictional boundaries of the City of Winter Haven are defined by the City Charter (Section 4 and Section 66). Maps that specifically delineate the City jurisdictional boundaries can be accessed via Tiburon and the cities/county electronic sources. (CALEA 2.1.1)

- B. The Winter Haven Police Department shall have concurrent jurisdiction with the Polk County Sheriff's Office and all state law enforcement agencies.
- C. There are no terms of any interagency agreements concerning concurrent jurisdiction. (CALEA 2.1.2)
- D. Should an agency with concurrent jurisdiction desire to investigate an incident that has occurred within the City, affected members of the Department shall fully cooperate, within reason, to assist the agency's investigation.
- E. The Watch Commander (for incidents that have just occurred) or the Detective Lieutenant (for incidents that are already being investigated) shall decide whether the investigation shall be suspended or continued concurrently with the outside agencies investigation.
- F. Within the corporate limits of the City of Winter Haven, the Winter Haven Police Department shall be responsible for enforcing Florida State Statutes, providing general law enforcement duties and have exclusive jurisdiction and responsibilities in matters concerning municipal ordinances.
- G. In any situation where a question arises concerning jurisdiction with another agency, the responding member shall make every effort to resolve the matter in the most professional manner possible.
- H. If this matter cannot be resolved by the responding member, the member shall notify the immediate supervisor.
- I. If the supervisor cannot resolve the issue of jurisdiction, then this Department will conduct a separate investigation of the matter. The other agency may conduct its own investigation if they so desire. Every effort will be made by members of this Department to cooperate and conduct the investigation in a professional, cooperative manner.

II. Mutual Aid

- A. The Department will establish, maintain and carry out mutual aid agreements with agencies as authorized by Chapter 23, F.S. the Chief of Police or their designee shall review and update, as necessary, all mutual aid agreements. The agency's mutual aid agreement shall include at a minimum the following: (CALEA 2.1.3)
 - 1. The legal status of agencies and agency members responding to mutual aid requests: (CALEA 2.1.3a)
 - 2. Provider agency members shall have the legal authority to act within the receiver agency's jurisdiction. (CALEA 2.1.3b)
 - 3. Any party to the mutual aid agreement may request operational assistance from any other member of the agreement. The request for mutual aid shall be made by the Officer in Charge of the requesting agency or designee. The request shall specify the number of personnel and the type and amount of equipment needed, the location to which the personnel, equipment are to respond and the official to whom they are to report. (CALEA 2.1.3c, d)

4. Personnel responding to a mutual aid request shall report to the Officer in Charge of the requesting agency. (CALEA 2.1.3e)
 5. Agencies with mutual aid agreements shall be equipped with the appropriate radio frequency, which shall be the primary source of communication between officers rendering operational assistance and local officials. (CALEA 2.1.3f)
 6. Expenditures, if any, should be borne by the receiver agency to compensate for the use of the provider agency's resources. (CALEA 2.1.3g)
 7. Procedures for review and revision if prescribed in the agreement. (CALEA 2.1.3h)
- B.** The Chief of Police or designee shall determine the amount of members and equipment needed to assist the requesting agency. The amount of assistance given should not unreasonably deplete the resources of the Department.
- C.** In the event that an emergency occurs that requires the assistance of federal law enforcement authorities, the Chief of Police or designee will contact the Director of the State of Florida Mutual Aid Plan, in accordance with Section 23.1231 (g) F.S., to coordinate Federal Law Enforcement assistance. (CALEA 2.1.4)
- D.** In the event that an emergency occurs that requires the assistance of the National Guard, the Chief of Police or designee will contact the Director of the State of Florida Mutual Aid Plan, in accordance with Section 23.1231 (f) F.S. to coordinate National Guard assistance. (CALEA 2.1.4)

III. Definitions

1. *Concurrent* – The sharing of or having equal authority, within the same jurisdictional boundaries by two or more governmental entities.
2. *Cooperating Agency* – An agency that has executed the Mutual Aid Agreement.
3. *Emergency* – An unusual occurrence whether accidental, natural or caused by humans, which results or may result in substantial injury or harm to the citizenry and/or may cause substantial damage to or loss of property.
4. *Mutual Aid Agreement* – An agreement for an exchange of services members and/or equipment between law enforcement agencies during times of emergency.
5. *Operational Assistance* – Assistance, which is provided in law enforcement situations, including emergencies as defined in Section 252.34 F.S.

APPROVED



Charles E. Bird
CHIEF OF POLICE