

CONCURRENT JURISDICTION

1. **PURPOSE:** To establish guidelines for concurrent jurisdiction operations.
2. **POLICY:** The Department will, when requested, provide as much service as practical and feasible to concurrent law enforcement agencies.
3. **SCOPE:** This directive is applicable to all Department personnel.
4. **RESPONSIBILITY:** All Department employees will be responsible for complying with this directive.
5. **DEFINITIONS**
 - A. **CONCURRENT:** Having equal jurisdiction or authority to the Huntsville Police Department.
 - B. **EMERGENCY SITUATION:** An actual or potential condition that poses an immediate threat to life or property.
 - C. **NON-EMERGENCY SITUATION:** Services such as routine calls to accidents, domestic disturbances, etc. which are performed on a regular basis.
6. **GUIDELINES:** The agency with primary jurisdiction will be responsible for reporting the events, supervising officers responding to the scene, processing the scene, incarcerating any suspects, conducting the follow-up investigation (if any), and impounding evidence.
7. **PROCEDURES**
 - A. **GEOGRAPHICAL BOUNDARY:** The geographic boundaries of the Department's jurisdiction are delineated in detail by both a computer assisted dispatch system and jurisdictional and zone maps located at various places in the Department (i.e., the zone maps located at Police Precincts). Additions and delineations are distributed every 90 days in the CAD (Computer Aided Dispatch System) by 911 Center personnel and periodically on the jurisdiction and zone maps located within the Department.
 - B. **STATUTORY AUTHORITY:** The Code of Alabama Titles 11-80-9 and 31-9-9 through 31-9-24 provide for disaster assistance to counties and municipalities through the Emergency Management network. The Code of Alabama will be followed during a disaster situation. The Department will maintain a liaison with other emergency management authorities and coordinate the Madison County Emergency Operations Plan with those affected agencies.
 - C. **NON-EMERGENCY:** Responding outside the City of Huntsville city limits (upon request of another agency) to provide services such as routine calls to accidents, check suspicious vehicles or persons, alarms, or check road conditions, etc. are performed on a regular basis

and need only the approval of a field supervisor. It should be noted that the actual reporting and responsibility for the call belongs to the agency requesting assistance unless otherwise approved by a supervisor of the Huntsville Police Department.

D. COMMUNICATIONS: The Department may render or receive assistance from other concurrent jurisdictions when situations exist to warrant such action.

1. The amount, type, and extent of assistance provided by the Huntsville Police Department will depend upon the situation and the availability of service. Human resources, equipment, and communications will be offered as directed by the Chief of Police or his designee.
2. Communications with other agencies will be coordinated through the Huntsville Madison County Emergency 911 Center, in both emergency and non-emergency assistance situations.
3. Any time HPD receives a request for assistance from an outside agency, the request will be approved by a shift commander or higher rank.

E. REQUESTING OUTSIDE ASSISTANCE:

1. During both emergency and non-emergency situations, the Department will fully assess the situation prior to the use of outside personnel. With the benefit of compatible communications systems and cross training of personnel, outside agencies could be asked to assist in comparable functions such as K-9 building search, special response team situations, crowd control, traffic direction and control or prisoner security, as the need dictates.
2. In emergency situations, Federal law enforcement, security services, or military assistance emergency situations will be requested through the Department's chain of command. The Chief of Police or his designee will make the request to the appropriate agency via the twenty-four hour emergency number.

8. CONCURRENT JURISDICTIONS

A. FEDERAL AGENCIES

1. FEDERAL OFFENSES: Federal agencies have jurisdiction over certain federal crimes regardless of the location of the incident. These may include but are not limited to:
 - a. Bank robbery;
 - b. Kidnapping that crosses state lines;
 - c. Counterfeiting of money;
 - d. Threats to the President of the United States or other government officials;
 - e. Securities and Exchange violations;

- f. Tax fraud; and
 - g. Certain civil rights violations.
- 2. HOSTAGE SITUATIONS: Situations arising from a federal crime or involving a foreign official or official guest of the United States, may involve a hostage situation or a barricaded suspect. Such incidents will be governed by existing procedures on hostage situations and barricaded suspects.
- 3. PRELIMINARY INVESTIGATIONS
 - a. Officers receiving a report of a federal crime (e.g., bank robbery) over which concurrent jurisdiction exists, must at a minimum, conduct a preliminary investigation. An incident/offense or arrest report should be completed, and the crime scene processed if necessary.
 - b. The presence of a federal agency at a crime scene does not relieve Department personnel from the requirement to conduct a preliminary investigation.

B. STATE AGENCIES

- 1. The Alabama State Troopers have concurrent jurisdiction with the Huntsville Police Department for traffic violations and incidents on public roadways in our jurisdiction. State Troopers do not have the authority to enforce Municipal Ordinances.
- 2. The Huntsville Police Department will have primary jurisdiction for non-traffic crimes that are committed on roadways.

C. COUNTY AGENCIES

- 1. The Huntsville Police Department has primary responsibility for emergency and non-emergency situations occurring within its jurisdiction.
- 2. The Madison County Sheriff's Department has jurisdiction throughout Madison County. If the Sheriff's Department discovers a non-emergency incident within the jurisdiction of the Huntsville Police Department, HPD will ordinarily be notified and the appropriate unit(s) will respond. If the Madison County Sheriff's Department discovers an emergency incident within the jurisdiction of the Huntsville Police Department, the Sheriff's Department will ordinarily handle the incident until assistance arrives from the Huntsville Police Department.

D. UNIVERSITIES

- 1. The Huntsville Police Department has the authority to enforce city, state, and federal laws on the campus of any university or college within the jurisdiction of the Huntsville Police Department. This authority does not extend to the enforcement of university or college rules and regulations unless the acts committed also constitute a violation of law.

2. The university or college has primary responsibility for all emergency and non-emergency situations within its respective jurisdiction. The Huntsville Police Department may assist when requested.
 3. The Huntsville Police Department will assume operational responsibility for crimes that exceed the capabilities of the university or college police. This may be due to the nature or magnitude of the crime, the need for special protection of physical evidence prior to processing, or because of specialized unit requirements. Human resources, equipment, and communications will be offered as directed by the Chief of Police or his designee.
- E. JURISDICTIONAL DISPUTES: Disagreements as to jurisdiction or responsibilities will be resolved by supervisors at the scene, when possible. If needed, Department supervisors will contact the other agency's supervision and his/her own chain of command as needed until the problem is resolved. Under no circumstance will the public or officer safety be compromised while a jurisdictional question is under discussion. Departmental personnel will stabilize the situation until jurisdictional issues can be resolved.