

Chapter: 02	Agency Jurisdiction and Mutual Aid
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Chapter 2 Agency Jurisdiction and Mutual Aid

2.1 Agency Jurisdiction and Mutual Aid

- 2.1.1 [Geographical Boundaries](#)
- 2.1.2 [Concurrent Jurisdiction](#)
- 2.1.3 [Mutual Aid Agreements](#)
- 2.1.4 [Federal and National Guard Assistance](#)

2.1.1 Geographical Boundaries

Members of the New Bern Police Department will assume territorial jurisdiction as set out in [North Carolina General Statute 160A-285](#) & [286](#) as well as [New Bern Code of Ordinances; Section Corporate limits](#). A map showing the territorial jurisdiction or city limits, as well as patrol community policing districts, is maintained within the Police Departments Communications Center.

2.1.2 Concurrent Jurisdiction

- A. The New Bern Police Department has concurrent jurisdiction with state and county law enforcement agencies within the city limits of New Bern, however, this Department will respond to all reports of criminal acts within the City. Mutual investigations in conjunction with federal/state and other local agencies may be conducted when the situation dictates. The New Bern Police Department shall cooperate with and provide assistance to other agencies operating lawfully within the City of New Bern in accordance to these procedures.
- B. Officers serving warrants in other North Carolina jurisdictions will contact that jurisdiction's Police Department or Sheriff's Office and advise them of the pending action. If not delivered to the appropriate agency for service, the serving officer must request the presence of an officer from that jurisdiction. Territorial jurisdiction of city officers to make arrests is governed by North Carolina General Statute 15A-402 (b)(c)(d)
- C. See also [NC General Statute Chapter 160A-288, 288.2](#); [NC General Statute Chapter 90-95.2](#); and [NC General Statute Chapter 160A-286](#).

2.1.3 Mutual Aid Agreements

- A. The New Bern Police Department is a participating member in the [North Carolina Statewide Emergency Management Mutual Aid and Assistance Agreement](#). The North Carolina Statewide Emergency Management Mutual Aid and Assistance Agreement will provide all the necessary information to initiate mutual aid activities, either on behalf of the New Bern Police Department or at the request of a participating agency.

- B. [North Carolina General Statute 160A-288](#) allows for and encourages mutual assistance between law enforcement agencies. All members of the New Bern Police Department who engage in such agreements with other law enforcement agencies shall follow this statute. The purpose of the Agreement is to enable a law enforcement agency to request temporary assistance in the event of an actual or imminent state of emergency or public occurrence.
- C. The New Bern Police Department enters into mutual aid agreements with neighboring agencies to provide temporary assistance to each other in enforcing the laws of the State of North Carolina when requested in writing to do so and upon approval by the Chief Executive Officer of each agency.
- D. Mutual aid agreements with both law enforcement and non-law enforcement entities will include, at a minimum, the following:
1. **The legal status of agencies and agency personnel responding to mutual aid requests**
 2. **Procedures for vesting provider agency personnel with the legal authority to act within the receiver agency's jurisdiction**
 3. **Procedures for requesting mutual aid**
Local Response: In the event that an emergency situation exceeds the Police Department's operational capabilities to resolve the situation, the Chief of Police or designee will implement the mutual aid agreements between the New Bern Police Department and neighboring law enforcement agencies in accordance with the procedures set forth in the existing agreements.
 4. **Identity of those persons authorized to request mutual aid**
State Response: In the event that an emergency situation has or may escalate to the point that it is beyond the control of local agencies the Chief of Police will contact the City Manager and request that the Craven County Emergency Director request State assistance in accordance with the procedures outlined in the Craven County Disaster Operation Plan.
 5. **Identity of person to whom outside personnel are to report**
 6. **Procedures for maintaining radio communication with outside personnel**
Multi-Jurisdictional Radio Addressing: During such incidents where outside law enforcement agencies are requested to assist with an incident or an event either planned or during an emergency situation, Communications will designate radio call signs for personnel to avoid confusion when talking on the radio. Whenever possible the communications center will use the town or agency name as a prefix (City/County Name 100). This addressing procedure will remain in effect for the duration of the call for service.
 7. **Expenditures, if any, which should be borne by the receiver agency to compensate for the use of the provider agency's resources**
 8. **Procedures for review and revision if prescribed in the agreement**

2.1.4 Federal and National Guard Assistance

Emergency operations, to include civil disturbance, beyond the capability of State and local law enforcement authorities may occur at any time within the State. When the resources within the control of these authorities are inadequate to cope with emergencies, the Governor may direct use of the North Carolina National Guard to furnish assistance. Requests for the assistance of the North Carolina National Guard shall be made through the Craven County EOC. All requests for assistance from state or federal agencies must be made to the Craven County Director of Emergency Services.