

	PARADISE VALLEY POLICE GENERAL ORDER Indian Country Jurisdiction	Order Number 48.1
		Date 10/10/2019

Tribal governments are sovereign jurisdictions, as are the Federal government and state governments.

48.1 Indian Country Authority and Arrest Powers

- A. The following ARS statutes provide the authority of Arizona law enforcement agencies within Indian Country Jurisdiction, including the authority and arrest powers that Arizona Peace Officers have.
 1. [ARS 13-3871](#) regarding authority of Peace Officers
 2. [ARS 13-3874](#) regarding Indian Police; powers, qualifications
- B. Many Tribal Governments have their own Police agency, including authority and arrest powers that may also include Tribal, State and Federal. Tribal police officers may be AZPOST certified officers and may also have federal law enforcement authority pursuant to [18 USC 1151](#), [1152](#), and [1153](#) and [25 USC 2803](#).
- C. Note that critical incidents, including any officer involved shooting, in-custody death, or other incident where the actions of a department employee result in death or serious injury, are not to be handled under this General Order, but rather under the procedure set forth in G.O. 46.1.
- D. Many Tribal Governments have Courts that issue:
 1. Arrest warrants and Search warrants. Their Tribal Police agency has the authority and arrest powers to arrest and serve these warrants. They may also enter these warrants into ACIC and/or NCIC.
 2. Restraining Orders, Emergency Orders of Protection and Orders of Protection under the [Tribal Law and Order Act](#), a federal code, all of which carry full-faith and credit among Courts and Jurisdictions.
- E. The Interstate Domestic Violence Act ([18 USC 2261](#)) defines persons who enter or leave Indian Country and commit crimes, under that Statute, are subject to Federal prosecution.



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- F. Many Tribal Governments have Mutual Aid Agreements, Memorandums of Agreement (MOA), Memorandums of Understanding (MOU) or Inter-Governmental Agreements (IGA) that provide guidelines, operations, staffing and resources.
- G. Tribal Governments may have Exclusion Processes, allowing exclusion from Indian Country Jurisdiction of persons whose presence is detrimental to the peace, health or morals of their community or who violate the laws of the community.
- H. Many Tribal Governments who have their own police agency, may have their own:
1. Criminal Justice Information System (CJIS) portal and Public Safety Access Point (PSAP) Communications Center.
 2. Sex Offender Registration and Notification System (SORNA) that provides data to the National Sex Offender Registration System (NSORS).
 3. Fusion Center or assign staff to a Fusion Center or participate in or with other information sharing networks or systems.