



# STATEWIDE LAW ENFORCEMENT AUTHORITY

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## Contents:

- I. Background
- II. Authority Outside County
- III. Required Notification
- IV. After-incident Actions
- V. Eligibility
- VI. A.A. County as Host Jurisdiction
- VII. Employment Benefits
- VIII. Proponent Unit
- IX. Cancellation

### **I. BACKGROUND**

Maryland *Criminal Procedure Code 2-102* grants limited statewide jurisdiction to law enforcement officers. This directive explains the circumstances under which police officers may conduct criminal investigations and make arrests outside Anne Arundel County, and the actions they must take as a result.

### **II. AUTHORITY OUTSIDE COUNTY**

Law enforcement officers of this department may make warrantless arrests and conduct criminal investigations anywhere in the State of Maryland, to the same extent as authorized in Anne Arundel County, when at least one of the following conditions exists:

- A. When participating in a joint investigation with officials from other state, local or federal law enforcement agencies, at least one of which has local jurisdiction;
- B. While rendering assistance to another police officer;
- C. While acting at the request of a local or State Police officer; or
- D. When an emergency exists and the police officer is acting in accordance with regulations adopted by the police officer's employing agency.

For the purposes of extra-jurisdictional enforcement, an emergency is defined as "a sudden or unexpected happening or unforeseen combination of circumstances that calls for immediate action to protect the health, safety, welfare or property of a person from harm or an unlawful act".

The law specifically **prohibits** police officers from enforcing provisions of the Maryland Vehicle Law beyond their sworn jurisdiction.

### **III. REQUIRED NOTIFICATION**

An officer who makes an arrest or takes law enforcement action under this law is required to notify a designee of the Chief of the law enforcement agency having local jurisdiction. The law also requires notification of the commander of the nearest Maryland State Police barrack (or his/her designee) unless there is an agreement otherwise.

If participating in a joint investigation as described in section II.A, the notification must be made in advance. In all other cases, it must be made as soon as practical.

To make the required notification, contact the local law enforcement agency by the most practical means and state the circumstances of your situation. In most cases, dialing 911 will place you in contact with the proper authorities. You may also attempt to locate a local officer or MSP trooper, or go to a local police facility or MSP barrack, if one is nearby.

Once the local police are notified, ask if there is a concurrent jurisdiction agreement with MSP. If not, or if it is not clear, notify the local MSP barrack by the most practical means available.

#### **IV. AFTER-INCIDENT ACTIONS**

Upon the arrival of officers with jurisdiction, relinquish the prisoner and/or crime scene, and cooperate with their requests. Be prepared to identify yourself to responding police officers and citizens in the vicinity, preferably by producing your badge and identification card.

Prisoner transportation, evidence collection, prisoner processing, and charging are the responsibility of the host agency's personnel. You may be asked to participate by submitting a police report, giving a statement, or filling out charging documents.

You must cooperate with the host agency in investigating and reporting the incident, and in charging any prisoners. You must appear when requested to testify in judicial proceedings related to the incident.

#### **V. OFFICER ELGIBILITY**

Officers whose law enforcement authority is suspended by this department are prohibited from exercising extra-jurisdictional authority.

Officers acting in a law enforcement capacity outside Anne Arundel County must act in conformance with this department's rules and regulations.

#### **VI. ANNE ARUNDEL COUNTY AS HOST JURISDICTION**

If an officer of a foreign Maryland jurisdiction, or a federal law enforcement officer, makes an arrest or is first to arrive at the scene of a crime in Anne Arundel County (while acting under the authority granted by this law) and you are the responding officer, handle the incident according to normal procedures, treating the foreign officer as a witness:

- \* Respond immediately to the scene and give assistance and directions to the arresting officer.
- \* Render assistance to injured persons as needed.
- \* Initiate a criminal investigation, as indicated by the circumstances.
- \* Collect and preserve evidence.
- \* Assume custody and control of the prisoner, to include transport and booking procedures.
- \* Obtain from the foreign officer all information necessary to complete the reporting, charging and prosecuting processes. Submit all reports and charging documents according to routine procedures.

Booking personnel and prisoner transport officers will follow all usual procedures, including processing prisoners in accordance with established procedures, detaining prisoners in holding facilities, and transporting them to the District Court commissioner.

#### **VII. EMPLOYMENT BENEFITS**

Police officers employed by Anne Arundel County, when acting under lawful authority beyond the territorial limits of the County, shall have all the pension, relief disability, worker's compensation and other benefits enjoyed by them while performing their duties within the territorial limits of the County.

When acting under the authority granted by this law, any police officer shall have all the immunities from liability and exemptions as that of a State Police officer in addition to any other immunities and exemptions to which the police officer may otherwise be entitled.

#### **VIII. PROPONENT UNIT: *Chief's Office.***

**IX. CANCELLATION:** This directive cancels Index Code 105.4, dated 07-01-07.