

SPECIAL ORDER



Title	
Partners on Patrol	
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DISTRICT OF COLUMBIA

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I. BACKGROUND

The Metropolitan Police Department (MPD) has entered into a Memorandum of Understanding (MOU) named the “Coordinated Border Law Enforcement Special Deputation Appointment” with the Prince George’s County Police Department (PGPD), the United States Marshals Service for the District of Columbia (USMSDC) and the Bureau of Alcohol, Tobacco, Firearms and Explosives, (ATF) establishing the “Partners on Patrol” (POP) Task Force. The goal of the task force is to address crime problems that impact both District of Columbia and Prince George’s County citizens.

Under the MOU, participating members of the MPD and PGPD are sponsored by ATF, and are deputized as a Special Deputy United States Marshal by the United States Marshals Service. As such, they may investigate criminal violations of the Gun Control Act of 1968, 18 USC. § 921-930, and the National Firearms Act, 26 USC. §§ 5801-5872 (Federal Firearms laws) while engaged in POP activities. Appointment as a Special Deputy United States Marshal does not constitute employment by the USMSDC, the Department of Justice (DOJ), the ATF, or the United States Government. For purposes of this initiative, each participating member retains employment with his/her respective law enforcement agency.

II. DEFINITIONS

When used in this directive, the following term shall have the meaning designated:

Incident Command and Control – The jurisdiction responsible for the management of all incident operations, including the directing and controlling of resources by virtue of explicit legal, agency, or delegated authority.

III. RULES

- A. Members selected to participate in the POP Task Force are subject to background inquiry by the ATF. Pursuant to the POP Memorandum of Understanding, following submission of a completed USN-3R (Application for Special Deputation), and subsequent authorization, the member shall receive special deputation from the ATF in accordance with 28 USC § 566 (2003).
- B. Members shall utilize their powers as a Special Deputy Marshal ONLY when the following three conditions are met:
 - 1. While on duty;
 - 2. Participating in the POP Task Force; and
 - 3. ATF has provided a Special Agent to be on duty, as the point of contact, for the ride-along and patrol activities.
- C. Members shall NOT exercise their additional powers while off-duty.
- D. Under the authority of the special deputation, appointed members may interview consenting witnesses and take custody of surrendered firearms in connection with the investigation of criminal violations of Federal firearms laws. Members shall NOT conduct searches pursuant to warrants, or apply for arrest and/or search warrants for violations of Federal firearms laws without consulting the ATF Special Agent acting as point of contact.
- E. Members shall not make any arrests outside the District of Columbia.
- F. The authority for a member to act as a Special Deputy United States Marshal shall be revoked under one or more of the following circumstances:
 - 1. If the District Commander recommends revocation of the member's Special Deputy United States Marshal authority, and the Regional Operations Command (ROC) Assistant Chief approves;
 - 2. Upon separation from the Department;
 - 3. Upon change of assignment;
 - 4. Being placed on extended sick leave;
 - 5. Revocation of police powers;
 - 6. Violations of Department policy;
 - 7. Expiration of the MOU that establishes the POP Task Force.

IV. REGULATIONS

- A. Participation in the POP Task Force shall be limited to members of the Sixth and Seventh districts whose Police Service Areas border Prince George's County, Maryland.
- B. The jurisdiction in which a law enforcement incident occurs shall have Incident Command and Control authority.
- C. Members shall abide by the laws, rules, regulations, and policies of the District of Columbia and the Metropolitan Police Department.
- D. Members shall act in accordance with the provisions in the MOU (Coordinated Border Law Enforcement Special Deputation Appointment). Violation of provisions contained in this MOU may result in dismissal from the program.
- E. Members shall wear the standard Class "B" Service Uniform while participating in the POP Task Force.
- F. When an incident occurs in one jurisdiction, and the suspect is apprehended in the other jurisdiction, members shall be guided by GO-PCA-501.06 (Fugitives From Justice) and GO-OPS-301.03 (Vehicular Pursuits).
- G. All media releases pertaining to the POP Task Force law enforcement activity, and/or arrests, will be coordinated between MPD, PGPD, USMSDC, and ATF. Members shall not release information to the media related to a law enforcement incident. These notifications shall be made by the Public Information Officer in accordance with GO-SPT-204.01 (Release of Information to the News Media).
- H. MPD members are prohibited from utilizing PGPD equipment, and shall not permit PGPD members to utilize MPD equipment.

V. PROCEDURAL GUIDELINES

- A. The services performed, and expenditures made, under the MOU are deemed for public and governmental purposes. Immunities from liability enjoyed by the local government within its boundaries shall extend to its participation in rendering police aid outside its boundaries (See GO-RAR-310.04 [Mutual Aid Agreement]).

Note: The Office of the Attorney General (OAG) may handle injuries and/or damage to property arising from law enforcement actions that occur within the scope of the MOU, as provided by 28 U.S.C. §2675 (d) (1).
- B. Each participating district shall submit to ROC East the names of at least ten members for the POP Task Force.

- C. MPD Members participating in the POP Task Force shall:
1. Notify the Unified Communications Center dispatcher that the unit will operate as a crime patrol vehicle for high visibility enforcement, and will respond to emergency calls for service.
 2. Before reporting to the assigned PGPD district:
 - a. Notify the ATF, Washington, D.C. Field Division (Washington Field Division), of the date, time, and location of the ride-along and patrol activities, and obtain the name and contact number of the Special Agent on duty who will be the point of contact; and
 - b. Report to an on-duty MPD official and provide the names and contact numbers of the Special Agent on duty and the PGPD supervisor, the location they will be working, and their check-off time.
 3. Interview and investigate all criminal complaints and acts that occur within the District of Columbia.

Note: Personnel from the PGPD may assist members with the investigation, but shall not be the lead investigator on incidents occurring within the District of Columbia.
 4. Process property recovered within the District of Columbia in accordance with General Order 601.1 (Recording, Handling, and Disposition of Property Coming Into the Custody of the Department).

Note: Property shall be recovered and processed in accordance with applicable laws, policies, and regulations of the jurisdiction in which it is recovered.
 5. Handle all homicide and death scenes occurring within their patrol boundaries in the District of Columbia, to include notification to the Violent Crimes Branch, Special Services Command, and the Office of the Chief Medical Examiner.
 6. Prior to, or upon completion of the tour of duty, members shall submit to an MPD check-off official the following forms and/or documents:
 - a. PD 76 (Stop or Contact Report);
 - b. PD 251 (Incident-Based Event Report) for forcible stops;
 - c. PD 346-A (Weekly Activity Report);

- d. Copies of arrest and field reports.

D. Jurisdictional Responsibilities

MPD Members shall:

- a. Comply with lawful orders and reasonable requests from officials of the PGPD.
- b. Use force in compliance with GO-RAR-901.07 (Use of Force).
- c. When necessary, conduct vehicle pursuits into adjoining jurisdictions in strict conformance with GO-OPS-301.03 (Vehicular Pursuits).

E. Supervising Officials shall:

1. Maintain an updated list of members assigned to the POP Task Force, to include date of special deputation by the ATF.
2. Not give directives or make requests that would require a member (including members of PGPD) to commit an illegal act.
3. Provide in-service training to POP participants on the following:
 - a. The contents of this Special Order;
 - b. Contents of the MOU for the POP program;
 - c. Limitations of Special Deputy United States Marshal powers;
 - d. GO-RAR-901.07 (Use of Force);
 - e. GO-OPS-301.03 (Vehicular Pursuits);
 - f. GO-SPT-204.01 (Media);
 - g. GO-PCA-501.06 (Fugitives From Justice);
 - h. General Order 601.1 (Recording, Handling, and Disposition of Property Coming Into the Custody of the Department); and
 - i. Geographical maps of patrol areas in Prince George's County.
4. In conjunction with PGPD officials, conduct training on:
 - a. The Prince George's County Police Department Use of Force policy; and

- b. Prince George's County Police Department Vehicular Pursuits policy.
5. Upon notification of a member's arrival at his/her assignment, ensure tour of duty hours are entered into the Time, Attendance and Court Information System (TACIS).
 6. Investigate MPD member uses of force in accordance with GO-RAR-901.08 (Use of Force Investigations), to include uses of force that occur in Prince George's County.
 7. Collect and process PD 76s' in accordance with General Order 304.10 (Police-Citizen Contacts, Stops and Frisks).
 8. Compile statistics, and forward the results to the Assistant Chief, ROC East, thru their Commanding Officer by 0900 hours the day following the member's participation in the POP Task Force, to include:
 - a. Name of participants;
 - b. Date of participation and hours worked;
 - c. Calls for service;
 - d. Number of arrests (felony);
 - e. Number of arrests (misdemeanor);
 - f. Number of arrests (traffic);
 - g. Number of drug arrests;
 - h. Number of reports handled;
 - i. Number of PD Form 76s;
 - j. PD Form 251 for forcible stops;
 - k. ABC violations investigated;
 - l. Guns recovered;
 - m. Narcotics recovered;
 - n. Stolen autos recovered;
 - o. Automobiles impounded; and

- p. Complaints checked;
 - q. Radio runs handled;
 - r. Curfew violations.
9. Supervisors shall prepare a proposed operating plan for each district, and meet with all parties to the agreement to discuss, and agree upon, the official operating plan.
10. Meet monthly with PGPD supervisors, a member of the US Marshal's Joint Fugitive Task Force, and a member of the ATF to coordinate their activities, share information, discuss progress, identify problems, and propose solutions. The supervisor will submit a summary report for each meeting to the District Commander.
- F. Commanding Officers shall:
- 1. Select members, and at least one supervisor (sergeant), to participate in the POP Task Force that:
 - a. Possess a strong concept of community policing;
 - b. Are interested in promoting a collaborative working relationship with the PGPD;
 - c. Are able to participate in the Optional Sick Leave Program, and
 - d. Do not have a history of sick leave, annual, or compensatory leave abuse.
 - 2. Upon appointing a new member to the POP Task Force:
 - a. Submit a completed USM-3R to the ATF; and
 - b. Upon approval, ensure the new member responds to the ATF Washington Field Office for Special Deputation. (See Attachment A)
 - 3. Notify the Assistant Chief, ROC East, when a member is recommended to participate in the POP Task Force and/or removed from the Task Force.
 - 4. Ensure that POP assignments border the boundaries of the District of Columbia and Prince George's County within his/her district.

5. Designate an official to oversee and submit bi-weekly activity reports to the Assistant Chief, ROC East.
 6. Establish a projected monthly schedule for effective dates of the POP program, in conjunction with the participating District Commanding Officers from the Prince George's County Police Department. Projected monthly schedules shall be forwarded to the Assistant Chief, ROC East.
 7. Assign sufficient vehicles to be utilized exclusively by the POP Task Force. Vehicles shall be clean and in good working condition, with functional emergency equipment, and no exterior body damage.
 8. Ensure that renewal forms are forwarded to the ATF prior to a POP Task Force member's special deputation expiration date.
- G. The Assistant Chief, ROC East, shall:
1. Oversee and manage the POP task force;
 2. Ensure the Commanders of the Sixth and Seventh Districts receive a copy of the MOU for the Coordinated Border Law Enforcement Special Deputation Appointment (and Addendum), and this Special Order.

VI. CROSS REFERENCES

- A. Directives
1. GO-SPT-204.01 (Release of Information to the News Media)
 2. GO-OPS-301.03 (Vehicular Pursuits)
 3. General Order 304.10 (Police-Citizen Contacts, Stops and Frisks)
 4. GO-RAR-310.04 (Mutual Aid Agreement)
 5. GO-PCA-501.06 (Fugitives From Justice)
 6. General Order 601.1 (Recording, Handling, and Disposition of Property Coming Into the Custody of the Department)
 7. GO-RAR-901.07 (Use of Force)
 8. GO-RAR-901.08 (Use of Force Investigations)

B. Related Material

1. Memorandum of Understanding for Coordinated Border Law Enforcement Special Deputation Appointment
2. Addendum to Memorandum of Understanding for Coordinated Border Law Enforcement Special Deputation Appointment

VII. ATTACHMENTS

Point of Contact Sheet

//SIGNED//
Charles H. Ramsey
Chief of Police

CHR:SOA:DAH:JAH:pas:mcw:jah

POINT OF CONTACT INFORMATION

United States Marshals Service
333 Constitution Avenue, NW
Washington, DC 20001
(202) 353-0600

For Special Deputation Appointment, report to:

The Bureau of Alcohol, Tobacco, Firearms and Explosives
Washington Field Office
607 14th Street, NW, #620
Washington, DC 20005-2023
(202) 927-8810

For information concerning the Special Agent on Duty, contact:

The Bureau of Alcohol, Tobacco, Firearms and Explosives
Division Operations Officer
(Office) (202) 927-4001