

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE ROCKVILLE CITY POLICE DEPARTMENT
AND
THE MONTGOMERY COUNTY DEPARTMENT OF POLICE**

WHEREAS, the Rockville City Police Department and the Montgomery County Department of Police are desirous of maintaining the highest degree of cooperation in order to provide the maximum level of professional police service utilizing the police personnel of both agencies, all principals agree to the following "Memorandum of Understanding."

Definitions:

"City Police"	means the Rockville City Police Department
"County Police"	means the Montgomery County Department of Police
"City"	means the City of Rockville
"County"	means Montgomery County, Maryland

ARTICLE 1 JURISDICTION

- 1.1 City and County Police officers have concurrent responsibility for the enforcement of all City, County, and State laws within its geographical boundaries. City Police officers will concentrate patrol, both vehicular and foot, within the City boundaries where visible deterrent is most effective. Additionally, City Police officers shall assume the responsibility of checking business establishments, enforcing traffic laws, conducting criminal investigation, and other special duties as may be required by the City Police Chief.
- 1.2 The County Police shall provide services within the City to the same extent and degree as services are performed and furnished in other areas within the County, including the investigation of criminal offenses, traffic accidents and enforcement of traffic laws, as well as the use of speed control devices.
- 1.3 City Police officers, pursuant to the Annotated Code of Maryland, Article 27, Section 594B(l), can enforce County and State laws, except the Maryland Vehicle Law, outside the City geographical boundaries when directed by the County Emergency Communication Center or a County Police supervisor to respond to a location outside the geographical boundaries of the City. This responsibility includes only the authority to respond to any County Police officer or County Emergency Communications Center request for backup or assistance in the vicinity of the geographical boundaries of the City. The City Police officer dispatched to the scene by the County Emergency Communications Center shall assume authority on the scene until the first County Police officer arrives at the scene.

ARTICLE 2 HANDLING CALLS FOR SERVICE

- 2.1 City Police officers and County Police officers may respond to any dispatched call in the City. The first unit arriving on the scene should be expected to be the "primary unit" and should be responsible for the initial investigation and report. Additional assistance will be provided by each agency responding, as appropriate or as requested.

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- 2.2 City Police officers shall respond to City and County calls for service as assigned and shall clear and/or write reports in accordance with the County Police Field Report Manual. Such reports shall be filed in a timely manner with the County Police Information and Support Services Division (ISSD). Such reports shall be submitted to the County Police ISSD after appropriate review by a City Police supervisor and command staff.
- 2.3 The senior ranking officer from either department will assume supervisory responsibilities at incident scenes within the City.
- 2.4 County Police officers will be dispatched to calls for service received by the County's Emergency Communications Center within the City on a nearest available basis.
- 2.5 City Police officers may be dispatched by the County Emergency Communications Center to handle any call in the City or to assist County Police officers as requested. Requests may be made over the County Police radio channel or through the City's Communications Center and subject to the availability of City Police units. County Police officers will be notified by the County Emergency Communications Center of all "Code 3" emergency response calls and other calls involving officer safety concerns when such calls are transferred to the City Police for dispatch.
- 2.6 In the event a City Police officer responds to an incident requiring specialized support services not within the scope of existent City Police resources, the City Police officer shall promptly notify the appropriate County Police unit and explain in detail the nature of assistance required. This will be accomplished via telephone wherever possible. Upon arrival of such specialized County Police officer(s), the City Police officer will adhere to their direction.

ARTICLE 3 FOLLOW-UP INVESTIGATION RESPONSIBILITIES

- 3.1 The City Police will be responsible for conducting follow-up investigations for all "district level crimes" occurring within the City when a City Police officer is the primary unit. For the purposes of this agreement, a "district level crime" is defined as those crimes and incidents specified in Function Code 611, "Follow-Up Investigation Responsibility," Montgomery County Department of Police Field Operations Manual, *in which "district investigators" are responsible for conducting follow-up investigations.*
- 3.2 The County Police will be responsible for conducting follow-up investigations for all crimes and incidents occurring within the City when a County Police officer is the primary unit.
- 3.3 Representatives from the Rockville City Police Investigations Unit and the County's Rockville Investigative Section shall meet on a weekly basis and exchange information regarding criminal investigations being conducted within the City. When deemed necessary and upon the mutual approval of the investigative commanders of both agencies, joint investigations will be conducted utilizing the resources of both agencies.

ARTICLE 4 ROCKVILLE CITY POLICE RESPONSIBILITIES

- 4.1 Upon arresting an individual wanted on a Montgomery County warrant, the City Police officer shall serve that individual with the warrant.
- 4.2 The City Police shall maintain its General Orders and policies of patrol procedures in general accordance with existing County Police standards so as to minimize any conflicts between the operating procedures of the two departments.
- 4.3 The City Police Chief, or designee, shall forward to the County Police Rockville District Commander, any complaints of police misconduct by County Police officers and/or failure of County Police officers to meet the standards of this agreement.
- 4.4 Upon receiving written complaints against its officers for failing to comply with this Agreement, the City Police shall take appropriate action to assure compliance. Within 10 working days upon receipt of the complaint, the City Police Chief shall notify the Rockville District Commander of the action taken.
- 4.5 The Neighborhood Services Division of the City Police will be responsible for all animal control issues within the Corporate Limits of the City.

ARTICLE 5 MONTGOMERY COUNTY POLICE RESPONSIBILITIES

- 5.1 The County Police shall make available to the City Police, upon request, statistical data relative to criminal activities, motor vehicle accidents and other pertinent information, as maintained by the County Police.
- 5.2 The County Police shall be the recipient of all County Police event reports and Maryland State Police accident reports taken by City Police officers and County Police officers in the City. All reports shall be reviewed in accordance with existing County Police policy.
- 5.3 The County Police shall provide the necessary training to continually acquaint and update City Police officers in the proper completion of required reports.
- 5.4 The County Police Rockville District Commander shall forward to the City Police Chief any complaints of police misconduct by City Police officers and/or failure of City Police officers to meet the standards of this agreement.
- 5.5 Upon receiving written complaints against its officers for failure to comply with this agreement, the County Police shall take the appropriate action to assure compliance. Within 10 working days upon receipt of the complaint, the Rockville District Commander shall notify the City Police Chief of the action taken.
- 5.6 Upon arresting an individual wanted on a City Police warrant, a County Police officer shall serve that individual with the warrant.

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5.7 In the event that County Police units are called to respond to a hostage/barricade situation within the City, the responding County "Team Manager," as specified in Function Code 950, "Emergency Response to Hostage, Barricade, and all Life Threatening Situations," Montgomery County Department of Police Field Operations Manual, will assume command of the scene in accordance with the procedures contained therein. The Team Manager, or designee, will provide periodic incident updates to the senior ranking City Police officer on the scene.

ARTICLE 6 REVIEW OF AGREEMENT

6.1 Representatives of the two departments will meet annually to review this Agreement and make such modifications as may be deemed necessary.

ARTICLE 7 TERMINATION OF AGREEMENT

7.1 This Agreement may be terminated within 60 days by either party upon written notice from one party to the other.

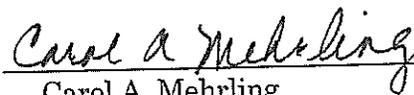
IN WITNESS WHEREOF, the parties have executed this Memorandum of Understanding on

this 27th day of January, 1999.

ROCKVILLE CITY
POLICE DEPARTMENT

MONTGOMERY COUNTY
DEPARTMENT OF POLICE

By: 
T. N. Treschuk
Chief of Police

By: 
Carol A. Mehrling
Chief of Police