



Robert W. Muller
Mayor

Douglas A. Remaley
Commissioner

George Farah, III
Mayor Pro Tem

Town of Nags Head

R. Brantley Murray
Commissioner

J. Webb Fuller
Town Manager

Post Office Box 99
Nags Head, North Carolina 27959
Telephone (252) 441-5508
FAX (252) 441-0776
www.townofnagshead.net

Anna D. Sadler
Commissioner

Board of Commissioners Policy

Rules, Policies and Guidelines for Mutual Law Enforcement Assistance

(Adoption Date: August 25, 1977)

(Updated: June 4, 2003)

Section I – General. The Board of Commissioners of the Town of Nags Head does authorize the Director of Public Safety/Chief of Police of the Town of Nags Head to temporarily provide the assistance of the Nags Head Police Department to any law enforcement agency within the Counties of Dare and Currituck and provided that the governing body of the jurisdiction of which said requesting law enforcement agency is a part adopts rules, policies and guidelines which are substantially similar or like the rules, policies and guidelines herein set out. Provided further, that the request for assistance be in writing as hereinafter stated.

Section II – Emergency/Quick Response Assistance. Pursuant to a request in writing for a designated period of time not to exceed one year from the date of the request, by the head of the requesting agency and maintained on file in the Office of the Director of Public Safety/Chief of Police of the Town of Nags Head, emergency/quick response assistance may be rendered by law enforcement officers of the Town of Nags Head in the following situations and subject to the following rules:

- A. In the situations hereinafter set out a police officer on-duty or an off-duty police officer at the scene of an emergency in the requesting jurisdiction may, by the most convenient, expeditious communication method, request immediate assistance from any on-duty law enforcement officer of the Town of Nags Head in the following situations:
 1. The immediate situation leads the requesting police officer to reasonably believe that bodily injury or serious property damage will result unless there is immediate assistance by another law enforcement officer and no on-duty law enforcement officer is available in his jurisdiction.

Responsible for Update: Director of Public Safety

2. At any time a police officer in the requesting jurisdiction answers a call or is at the scene of a situation and reasonably believes that bodily harm may be inflicted to said police officer unless another police officer is also present and there is no police officer available within the requesting jurisdiction.
 3. In the rescue of a person(s) when immediate assistance is necessary or when a police officer available in the Town of Nags Head has special skills or equipment necessary for effecting such rescue.
- B. The provisions of this section shall apply to both personnel and equipment normally carried or operated by the police officer of the Town of Nags Head responding to such request.

Section III – Routine Assistance. Assistance in carrying out routine law enforcement functions may be requested by the head of a law enforcement agency in Dare or Currituck Counties from the Director of Public Safety/Chief of Police of the Town of Nags Head on a case-by-case basis. Each request for assistance shall be separate and in writing, which writing shall be kept on file in the Office of the Director of Public Safety/Chief of Police of the Town of Nags Head. The Nags Head Director of Public Safety/Chief of Police shall, prior to responding to said request, consider the assets of the Nags Head Police Department including availability of manpower and equipment and the capacity of the police department of the Town of Nags Head to provide satisfactory police protection.

- A. Said routine matters shall include but not be limited to:
1. Police equipment and supplies,
 2. Assistance in investigation of criminal acts,
 3. Assistance in providing traffic, crowd and large event management,
 4. Other routine matters for which the requesting agency is not equipped or staffed to handle.
- B. It is the policy of the Town of Nags Head that routing requests shall not be used to regularly augment law enforcement agencies outside of The Town of Nags Head, but only for assistance to said agencies in order that they may handle situations for which they may temporarily not be capable of handling due to temporary nonavailability of manpower or equipment.

Section IV – Administrative Policies. The administrative policies in effect pursuant to this policy are as follows:

- A. Whenever police personnel and/or equipment is supplied pursuant to a request and said equipment is in control of and operated by the responding Town of Nags Head police officer(s), the Town of Nags Head shall remain responsible for the equipment, including damage thereto just as if the use of said equipment occurred within the Town of Nags Head.
- B. Whenever equipment is supplied pursuant to a request and said equipment is operated by a police officer or individual other than a law enforcement officer of

the Town of Nags Head, the requesting jurisdiction shall assume and be responsible for the use, operation and damage to said equipment and shall promptly repair or replace damaged or destroyed equipment, said repairs to restore the equipment to the condition in which it was prior to said damage or to replace destroyed equipment with identical or similar equipment in at least as good a condition as said equipment was at the time just prior to destruction as determined by the Director of Public Safety/Chief of Police.

- C. Any Town of Nags Head police officer responding to a request pursuant to G.S. 160A-288 shall have the same jurisdiction, powers, rights, privileges and immunities as a police officer of the requesting agency in addition to those he normally possesses.
- D. While on-duty with the requesting agency, said Town of Nags Head police officer(s) shall be subject to the lawful operational commands of his Superior Officers in the requesting agency, however, for personnel administrative purposes, he shall remain under the control of The Town of Nags Head, including for purposes of pay. Also, said police officer(s) shall be entitled to workers' compensation and the same benefits when acting pursuant to a request for assistance under G.S. 160A-288 as though he were functioning within the normal scope of his duties with the Town of Nags Head.