

CONSENT AGREEMENT FOR MUTUAL AID PEACE OFFICERS POWERS

THIS AGREEMENT is made and entered into by and among the signatories of this Agreement, all of which are political subdivisions or units of local government of the State of Washington.

WITNESSETH:

WHEREAS, the Washington Mutual Aid Peace Officers Powers Act, Chapter 10.93 RCW, was enacted by the Washington Legislature to modify the current artificial barriers to mutual aid and cooperative enforcement of the laws among general authority, local, state, and federal agencies, to modify current restrictions upon the limited territorial and enforcement authority of general authority peace officers, and to effectuate mutual aid among agencies; and

WHEREAS, RCW 10.93.070 provides that:

In addition to any other powers vested by law, a general authority Washington Peace Officer who possesses a certificate of basic law enforcement training or a certificate of equivalency or has been exempted from the requirement therefore by the Washington State Criminal Justice Training Commissioner may enforce the traffic or criminal laws of this State throughout the territorial bounds of this State, under the following enumerated circumstances:

- (1) Upon the prior written consent of the Sheriff or Chief of Police in whose primary territorial jurisdiction the exercise of the powers occurs;
- (2) In response to an emergency involving an immediate threat to human life or property;
- (3) In response to a request for assistance pursuant to a mutual law enforcement assistance agreement with the primary territorial jurisdiction, or in response to the request of a police officer with enforcement authority;
- (4) When the officer is transporting a prisoner;
- (5) When the officer is executing an arrest warrant or search warrant; or
- (6) When the officer is in fresh pursuit; as defined in RCW 10.93.120; and

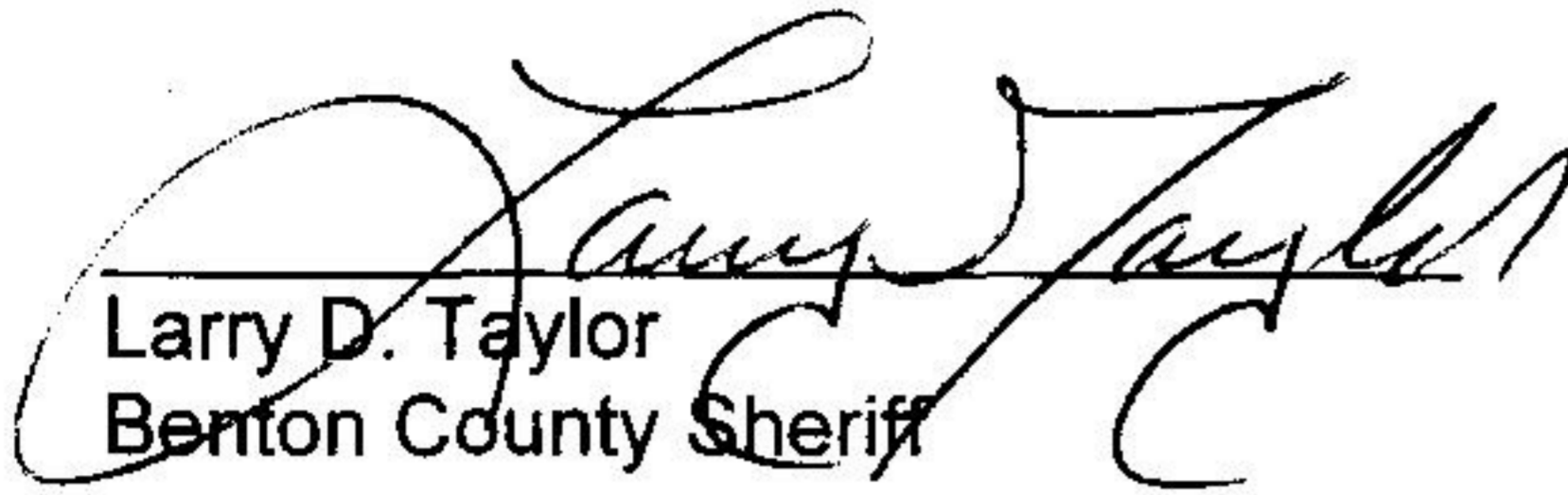
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WHEREAS, the law enforcement agencies participating in this Agreement desire to take full advantage of the Washington Mutual Aid Peace Officers Powers Act and provide general authority to enforce the traffic or criminal laws of this State pursuant to the circumstances enumerated in RCW 10.93.070.

NOW, THEREFORE, the parties agree as follows:

- (1) Pursuant to the provisions of RCW 10.93.070(1), written consent is hereby given by the undersigned Sheriffs or Chiefs of Police of the parties to all general authority Washington peace officers, as defined in RCW 10.93.020(3), of the parties participating in this Agreement to enforce traffic and criminal laws of the State of Washington within the territorial jurisdiction of the Sheriff's or Chiefs of Police.
- (2) In keeping with the spirit of cooperation and as a matter of professional courtesy, this Agreement shall not be used to circumvent the notification of the law enforcement agency with primary territorial jurisdiction prior to the taking of any law enforcement action. Any plan of action by one of the participating law enforcement agencies in the territorial jurisdiction of another participating agency will first be discussed with the agency and a cooperative venture, if possible, shall be taken.
- (3) In any event, the circumstances surrounding any actual exercise of peace officer authority pursuant to this Agreement and Chapter 10.93 RCW shall be timely reported, after the fact, to the law enforcement agency with primary territorial jurisdiction and shall be subject to any reasonable reporting procedure which may be established by such agency.
- (4) Any liability or claim of liability which arises out of the exercise or alleged exercise of authority by an officer acting within the course and scope of the officer's duties as a peace officer under this Agreement and Chapter 10.93 RCW is the responsibility of the primary commissioning agency, as defined in RCW 10.93.020(8) unless the officer acts under the direction and control of another agency.
- (5) This Agreement shall supersede prior agreements among any or all of the parties that may be inconsistent in whole or in part with the provisions contained herein.
- (6) This Agreement shall include all City and County law enforcement agencies within the Counties of Benton and Franklin.

**CONSENT AGREEMENT FOR
MUTUAL AID PEACE OFFICERS POWERS**


Larry D. Taylor
Benton County Sheriff

Date: 2-28-07


Rick A. Rochleau
Connell Police Chief

Date: 03-16-07


Richard Latham
Franklin County Sheriff

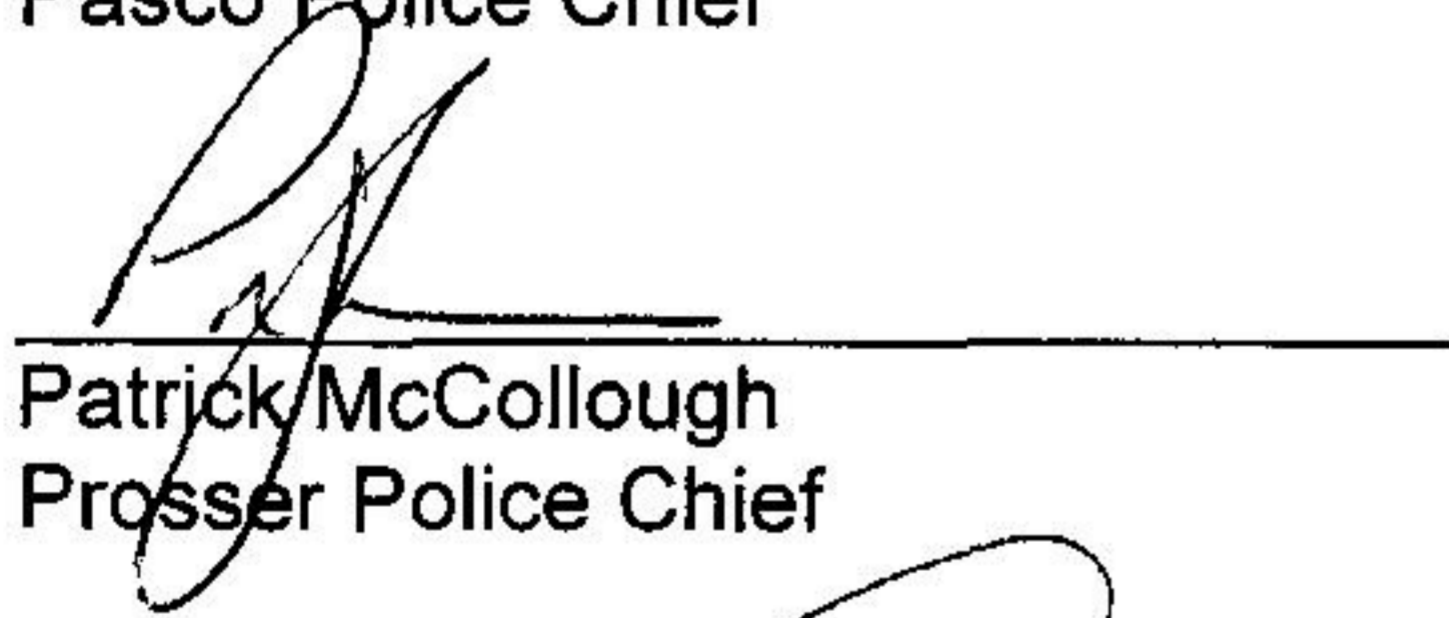
Date: 3-14-07


Ken Hohenberg
Kennewick Police Chief

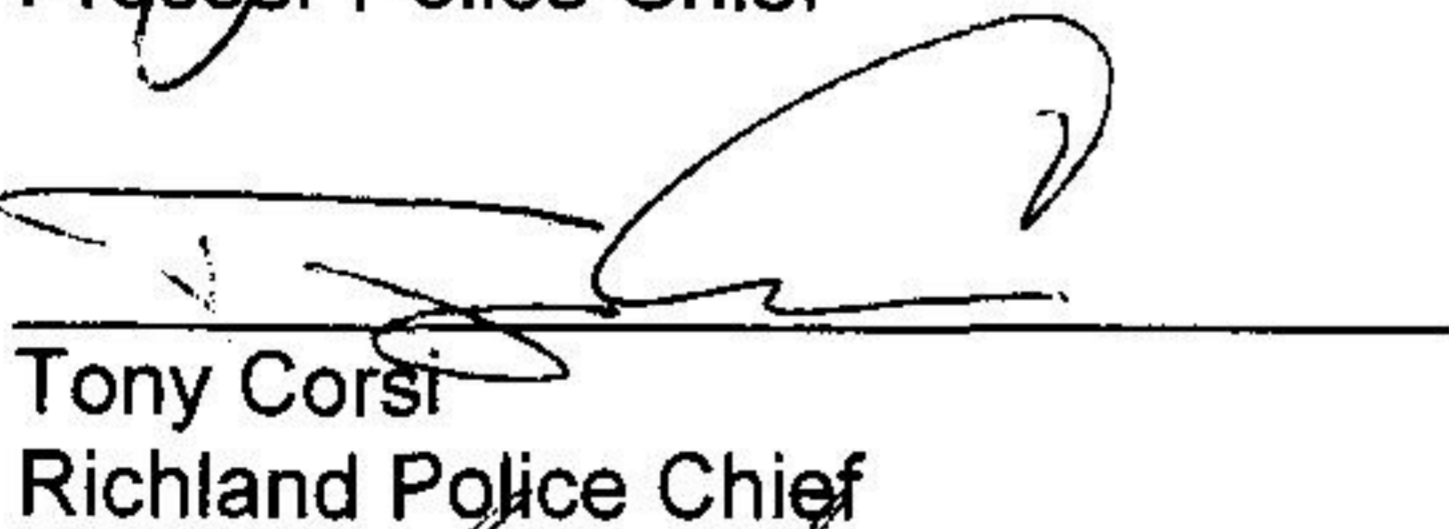
Date: 02/28/07


Dennis Austin
Pasco Police Chief

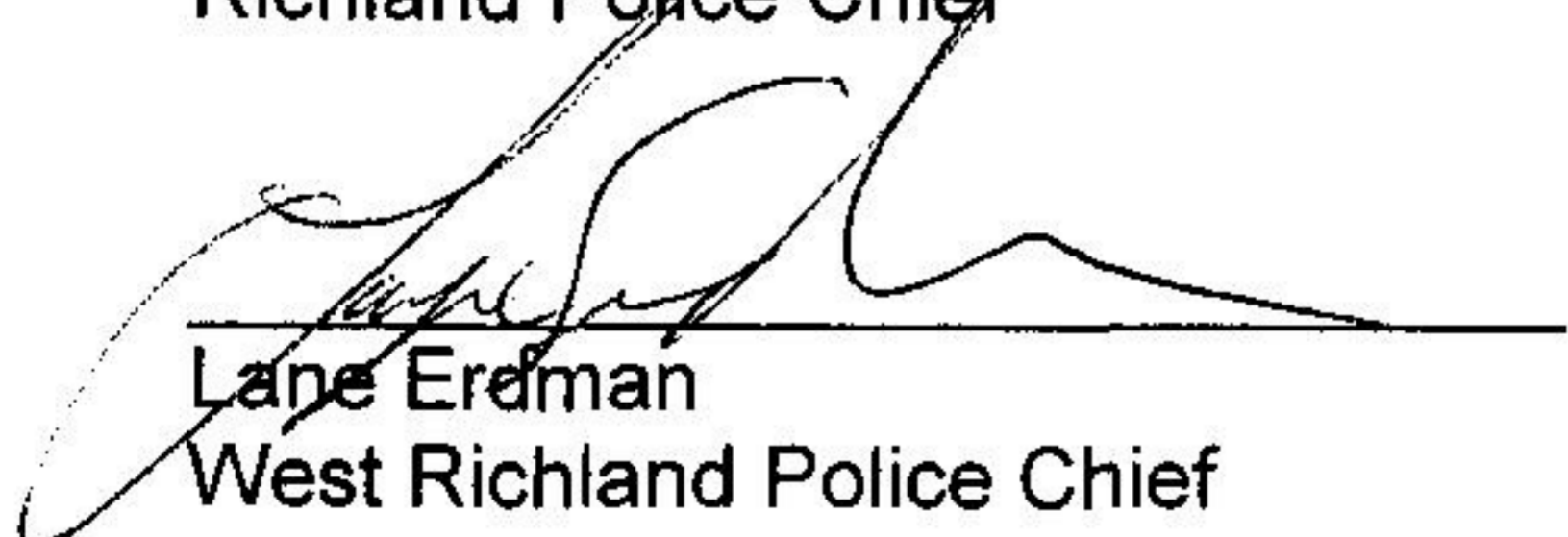
Date: 2-28-07


Patrick McCollough
Prosser Police Chief

Date: 3/19/07


Tony Corsi
Richland Police Chief

Date: 02 28 07


Lane Erdman
West Richland Police Chief

Date: 3-14-07